

M.L. Case No. 07 of 2025
ECIR/KLZO-II/02/ 2025 dated 25.03.2025
Present: Sri Sukumar Ray
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.-WB00590.

Order no. 01 dated 23.05.2025

One supplementary case record is received from the Ld. Chief Judicial Magistrate, Calcutta vide memo no 2422 dated 23.05.2025 containing 53 pages.

Let the supplementary case record be kept with the record.

Seen the arrest orders, arrest memos, personal search memos, intimations regarding production of the accused persons, grounds of arrests, reasons to believe for invoking section 19 of the PML Act and medical papers.

The accused persons namely Md. Anarul Islam and Dilip Kumar Maity are produced before this Court in terms of the order dated 22.05.2025 passed by the Ld. Chief Judicial Magistrate in charge, Calcutta.

The accused persons namely Md. Anarul Islam and Dilip Kumar Maity are taken into custody.

Registered as a PMLA complaint case and note in the register.

Heard Ld. Special Public Prosecutor for Enforcement Directorate.

Perused the original ECIR/KLZO-II/02/ 2025 dated 25.03.2025 and relevant materials on record. Also perused the case diary.

Accordingly, the cognizance is

Ld. Special Public prosecutor for the Enforcement Directorate is present with the I.O of this case.

Ld. Advocates for the accused persons are present by filing fresh vakalatnamas. Let those be kept with the record.

Ld. Advocate for the accused Anarul Islam files a bail petition after serving the copy the to the prosecution.

Investigating Officer Rajesh Kumar, Assistant Director, Enforcement Directorate files an application u/s 187 of the Bharatiya Nagarik Suraksha Sanhita read with section 65 of the PMLA, 2000 for remanding the accused persons namely Md. Anarul Islam and Dilip Kumar Maity to the custody of the Enforcement Directorate for 14 days.

Perused the materials available on the record and the original original ECIR/KLZO-II/02/2025 dated 25.03.2025.

Seen the prayer of the investigating officer who has prayed for 14 days' custody of Enforcement Directorate of accused persons namely Md. Anarul Islam and Dilip Kumar Maity in connection with ECIR/KLZO-II/02/2025 dated 25.03.2025.

Bail petition is moved on behalf of the accused Md. Anaraul Islam.

Ld. Advocate for the accused person prays for bail on the ground that the accused is a mere agent of the company and he is ready and willing to cooperate with the investigating authority.

Ld. Special Public Prosecutor for the Enforcement Directorate opposes the bail prayer on the ground that this accused is directly involved in this case. He further submits that to ascertain the role of the accused in the laundering of proceeds of crime, custodial interrogation of the accused is necessary. So, he prays for rejection of the bail prayer.

I have perused the ECIR and materials available in the case diary.

On careful perusal of the case diary and the ECIR, it appears that huge amount of proceeds of crime is involved with larger conspiracy to cheat and commit fraud with the public to acquire proceeds of crime.

Considering the facts and circumstances of the case, I am not inclined to allow the bail prayer of the accused person at this stage.

Hence, the prayer for bail of this accused/petitioner **Md. Anaraul Islam** stands **rejected**.

Now the matter for prayer of custody of Enforcement Directorate is taken up for hearing.

Ld. Special Public Prosecutor appearing/representing the enforcement directorate praying for custody of the accused persons and submits that the same is necessary for the purpose of investigation as well as to ascertain the money trail of proceeds of crime involved in the present case and identify the beneficiaries of the proceeds of crime; to ascertain the role of the other suspected persons involved in the proceeds of crime and to identify the movable and immovable properties acquired from proceeds of crime by the accused persons.

He also submits that on scrutiny of the banking transaction, it reveals that the fund collected by these companies are being routed with linked parties to mask the end use of funds and it further reveals that the credits and debits of more than 100 crores in the accounts under use and control of the accused persons.

He further submits that a close nexus among the accused Saiyad Jiyaur Rahaman, Anarul Islam and Dilip Kr. Maity all of whom knowingly involved in the process of money laundering by way of concealment, possession, acquisition, use and projection of tainted money as untainted property.

Ld. Counsel representing the accused person submits that 14 days custody of the enforcement directorate is not necessary in the instant case.

Perused the materials in the case record, case diary and the complaint/ECIR.

On careful scrutiny of the materials available on record, it prima facie appears that huge amount of proceeds of crime is involved with larger conspiracy to cheat and commit fraud with the public to acquire proceeds of crime. It further prima facie appears that these accused persons are directly attempted to indulge and knowingly assisted and knowingly a party and are actually involved in the process of activities connected with proceeds of crime including its concealment, possession, acquisition or use and projecting or claiming it as untainted property.

Considering the gravity of the offence, the magnitude of the financial loss caused to the banking system, the prayer of the Enforcement Directorate for remand the accused persons Md. Anarul Islam and Dilip Kumar Maity in the custody of Enforcement Directorate is considered and allowed to facilitate the works of investigation.

The accused person Md. Anarul Islam and Dilip Kumar Maity be remanded to the custody of the Enforcement Directorate till **02.06.2025** and they be produced before this Court on **02.06.2025**.

The Enforcement Directorate is directed to get accused medically examined before taking them to its custody. He is also directed to get accused medically examined every 48 hours while the accused persons are in custody of the Enforcement Directorate and he should comply with the guidelines of the Hon'ble Supreme Court of India and National Human Rights Commission in this regard.

Ld. Advocate for the accused Dilip Kumar Maity files a petition along with copy of prescription of doctor and prays for passing necessary direction to the prosecution/E.D for providing regular medicine as prescribed by the doctor.

Heard both sides. Considered. The prayer is allowed for the ends of justice.

Accordingly, the IO of this case is directed to provide adequate medical facilities to the accused Dilip Kumar Maity as per prescription while he is in custody of Enforcement Directorate.

Return the C.D and call for the same on the date so fixed.

Let a copy of this order be handed over to the Investigating Officer of Enforcement Directorate for strict compliance of this order.

Dictated & corrected by me

Sd/-

Chief Judge
City Sessions Court, Calcutta.

Sd/-

Chief Judge
City Sessions Court, Calcutta.