

M.L. Case No 07 of 2025
CNR No. WBCS01-000371-2025
Present: Sri Sukumar Ray
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.-WB00590.

Order no. 16 dated 17.07.2025

Today is fixed for production of the accused person Saiyad Jiyajur Rahaman from the custody of Enforcement Directorate.

Accused Saiyad Jiyajur Rahaman is produced before this Court from the custody of Enforcement Directorate along with medical paper and he is taken into custody.

Ld. Special Public Prosecutor for Enforcement Directorate and Ld. Advocate for the accused person are present.

One report bearing no. 7765/AB dated 16.07.2025 has been received from the Superintendent, Presidency Correctional Home. Let it be kept with the record.

Ld. Special Public Prosecutor for Enforcement Directorate files a petition praying for judicial custody of the accused person for the sake of thorough and proper investigation of this case.

Bail petition is filed on behalf of accused Saiyad Jiyajur Rahaman.

Bail petition is moved.

Ld. Advocate for the accused person submits that this accused person has permanent residence and if he be released on bail, there is no chance of his absconsion. He further submits that this accused person is innocent and the allegations levelled against this accused person are highly improbable. He further submits that this accused person is a layman, so there is no chance of tampering of evidence. He further submits that if this accused person be liberated on bail, he is ready and willing to deposit his passport before the Court. So, he prays for bail.

Ld. Special Public Prosecutor opposes the bail prayer and submits that this accused person is directly involved in this case and he is the kingpin. He further submits that he is also involved in many cases. So, if he is released on bail at this stage, the investigation will be suffered a lot.

I have carefully perused the materials available in the case diary.

On careful perusal of the materials available in the case diary, it appears that this accused person is knowingly and directly indulged in activities and processes connected with proceeds of crime amounting to Rs. 226 crores which have been acquired by him and a portion of such proceeds of crime have been used to acquire various immovable properties in his name as well as in the name of his accomplices by projecting them as untainted property.

It further appears that a considerable portion of the proceeds of crime have been concealed by this accused and has been siphoned off.

Money laundering is an aggravated form of crime that has serious consequences and should not be treated like ordinary offences. It is no more res integra that offence of money laundering is an independent offence regarding the process or activity connected with the proceeds of crime, which had been derived or obtained as a result of criminal activity relating to or in relation to a scheduled offence. Hence, involvement in any one of such process or activity connected with the proceeds of crime would constitute offence of money laundering. In this regard, I borrow my wisdom from the observation of

the Hon'ble Apex Court in **Union of India vs Kanhaiya Prasad** reported in **AIR 2025 Supreme Court 1028**.

Considering the facts and circumstances and the materials available in the case diary, I am not inclined to allow the bail prayer of this accused person.

Accordingly, the bail prayer of accused **Saiyad Jiyajur Rahaman** stands **rejected** at this stage.

Now the record is taken up for hearing for judicial custody of this accused **Saiyad Jiyajur Rahaman**.

Heard. Considered. The prayer for judicial custody of this accused is allowed for the purpose of thorough and proper investigation of this case.

The accused **Saiyad Jiyajur Rahaman** be remanded to J.C till 31.07.2025.

Issue custody warrant accordingly.

Ld. Special Public Prosecutor also prays for allowing the I.O to record the statement of this accused in J.C.

Heard. Considered. The prayer is allowed.

The I.O is at liberty to interrogate and record the statement of this accused person in the concerned correctional home in presence of Jail Superintendent but outside the scope and ambit of his hearing and after compliance of all the legal formalities with regard to interrogation inside the correctional home premises and the same is to be done after proper identification of the team of the Officers of Enforcement Directorate.

The Superintendent of Presidency Correctional Home is directed to render all cooperation after proper verification of the identity of the team of officers of the investigating agency.

Fixing **31.07.2025** for production of this accused **Saiyad Jiyajur Rahaman** before this Court from J.C.

Return the case diary.

Let a copy of this order be sent to the Superintendent, Presidency Correctional Home for information and necessary compliance.

Let a copy of this order be handed over to the Investigating Officer of Enforcement Directorate through Ld. Special Public Prosecutor for information and necessary compliance.

Dictated & corrected by me

Sd/-

Chief Judge
City Sessions Court, Calcutta.

Sd/-

Chief Judge
City Sessions Court, Calcutta.