

M.L. CASE NO 07 OF 2018

CNR-WBCS01-000592-2018  
Present: Sri Uttam Kumar Shaw  
Chief Judge, City Sessions Court, Calcutta  
J.O. CODE NO.WB00372

Order no 37 dated 27.03.2023

To-day is fixed for taking proper steps on behalf of the Accused/Company no.(A-10), (A-12) and (A-14) i.d. necessary order and appearance and taking proper steps by the rest of the Accused.

Ld. Advocate for the Complainant/Enforcement Directorate is present and files hazira.

Mr. Subhas Dubey who is representing the Accused Company no.01) M/s Prakash Vanijya Pvt. Ltd. and Mr. Joy Prakash Singh who is representing the Accused Company no.03) M/s Louis Dryfus Company India Pvt. Ltd. u/s 305 of the Cr. P.C. are present in Court by hazira.

Mr. Jayashree Roy who is representing the Accused no.(A-02) namely MannoJ Kumar Jain and Mr. Suvoranjana Mukherjee who is representing Accused nos.(A-09) Shri Sanjay Sureka, (A-11) Shri Pravin Saraf, (A-13) Shri Krishna Kumar Todi, (A-15) Shri Naresh Sharma, (A-16) Shri Pankaj Shah and (A-17) Shri Rakesh Jaiswal u/s 205 of the Cr. P.C. are present in Court by filing respective hazira.

One fresh Vakalatnama is filed on behalf of the Accused no.(A-16) Shri Pankaj Shah.

Ld. Advocate for **Mr. Kshitiz Chhawchharia of Chhawchharia & Co.**, who was appointed on behalf of the Accused/petitioner nos.(A-4) M/s Concast Exim Limited, (A-5) M/s Concast Bengal Industries Limited, (A-06) M/s Concast Steel & Power Limited, (A-07) M/s Concast Ispat Limited, (A-08) M/s Dankuni Steel Limited is present by filing hazira.

On behalf of the Accused/Company no.(A-10), one petition along with net copy of order dated 11.02.2020 passed by Hon'ble NCLT, Kolkata Bench and one Vakalatnama has been filed by Ld. Advocate for Sanjit Kumar Nayak stating that M/S Skyrise Overseas Pvt. Ltd. (formerly M/s Saraf Impex Pvt. Limited) has been liquidated vide order dated 11.02.2020 passed by Hon'ble NCLT, Kolkata Bench and subsequently Mr. Vikram Kumar, the Liquidator was replaced by the Liquidator, Mr. Sanjit Kumar Nayak vide order dated 20.02.2020 and prayed for accepting the application and keep note of the same. Note the same.

Heard both sides.

Let the same be kept in the record.

Ld. Advocate for the Accused/company nos.(A-12) M/s M.M.P. Exim Pvt. Limited and (A-14) M/s Tirupati Fuels Pvt. Limited is present by filing two separate petitions u/s 305 of the Cr. P.C. along with two Vakalatnama and Board Resolution dated 25.09.2022 and 25.10.2022 respectively.

The petitions u/s 305 of the Cr. P.C. in respect of the Accused/company nos.(A-12) M/s M.M.P. Exim Pvt. Limited and (A-14) M/s Tirupati Fuels Pvt. are taken up for hearing.

Ld. Advocate for the Complainant/Enforcement Directorate raises no objection against the petitions u/s 305 of the Cr. P.C.

Continued....

Continued order no.37 dated 27.03.2023

It appears from the petitions u/s 305 of the Cr. P.C. that Ld. Advocate, Ms. Jayashree Roy is authorised to represent the said Accused/company nos.(A-12) M/s M.M.P. Exim Pvt. Limited and (A-14) M/s Tirupati Fuels Pvt. u/s 305 of the Cr. P.C.

Heard both sides.

Prayer is considered and allowed.

Ld. Advocate, Ms. Jayashree Roy is allowed to represent the Accused/company nos.(A-12) M/s M.M.P. Exim Pvt. Limited and (A-14) M/s Tirupati Fuels Pvt. u/s 305 of the Cr. P.C.

One petition has been filed on behalf of the Accused Company no.03) M/s Louis Dryfus Company India Pvt. Ltd. praying for direction upon the Enforcement Directorate to supply Supplementary Complaint referred to in the list of documents (Annexure-A) to the Ld. Advocate for the Accused no.(3) on the ground stated therein.

Heard both sides.

Prayer is considered and allowed.

The Complainant/ Enforcement Directorate is directed to serve copy of the Supplementary Complaint to the Ld. Advocate for the Accused no.(3) in the meantime and file an acknowledgement in this regard, if any.

To **27.04.2023** for appearance and taking proper steps by the Accused.

Let a copy of this order be sent to the complainant/E.D. through Ld. Special P.P. for information and necessary compliance.

D/C by me.

Sd./-  
Chief Judge  
City Sessions Court.  
Calcutta.

Chief Judge  
City Sessions Court.  
Calcutta