

ML CASE NO. 19 OF 2025
CNR No. WBCS01-000911-2025

Present: Sri Sukumar Ray
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB00590

Order No. 10 dated 03.01.2026

1. The record is put up today by a petition filed by the Ld. Special Public Prosecutor for the Enforcement Directorate.
2. Ld. Special Public Prosecutor representing the Enforcement Directorate is present.
3. This is the original complaint filed under section 44 read with section 45 of the Prevention of Money Laundering Act, 2002 for commission of offence defined under section 3 and punishable under section 4 of the Prevention of Money Laundering Act, 2002, along with original RUDs, by the complainant, namely, Ravinder Dahiya, Assistant Director, Directorate of Enforcement, Government of India against the accused person, namely, Arun Saraf, and proposed accused persons/companies, namely, M/s G.D. Mining Pvt. Ltd., Dhiman Chakrabarty, Manaswita Ghosh, Subrata Kundu, M/s Abhinna Coal Washries Pvt. Ltd., M/s Abhinna Construction Pvt. Ltd., M/s Abhinna Energy Pvt. Ltd., M/s Abhinna Hospitality Pvt. Ltd., M/s Abhinna Hydrocarbon Pvt. Ltd., M/s Abhinna Mining Pvt. Ltd., M/s Abhinna Power Trading Pvt. Ltd., M/s Abhinna Renewable Energy Pvt. Ltd., M/s Metis Natural Gas Pvt. Ltd., M/s Metis Steel Pvt. Ltd., M/s Skamord Mining Pvt. Ltd., M/s Sthenos Cement Pvt. Ltd. and M/s Tasso Alloys Pvt. Ltd.
4. The complainant Ravinder Dahiya is present.
5. Heard Ld. Special Public Prosecutor.
6. I have carefully perused the complaint and the RUDs. Let it be kept with the record.
7. Relying upon the provision of second proviso to sub-section (1) of section 223 of the Bharatiya Nagarik Suraksha Sanhita, 2023, complainant, being a public servant, filed this complaint in discharge of his official function, is exempted to be examined on solemn affirmation.
8. It prima facie appears that the accused Arun Saraf, being the beneficial owner of M/s G. D. Mining Pvt. Ltd., had controlled over the associated proposed accused-companies and he appointed the other proposed accused persons as his employees. They were involved in illegal stealing, transporting and selling of sand by bypassing the statutory mechanism governing sand mining in the State of West Bengal. They sold sand without valid road e-challans, using forged ones as genuine documents to transport and sell stolen sand procured without royalty payments. They reused the same challan twice by entering fake purchaser details on the portal. They have prima facie been found involved in the process and activities connected with proceeds of crime, including its concealment, possession, acquisition, using and projection of the same as untainted property.

9. First Proviso to Sub-Section (1) of section 223 of the Bharatiya Nagarik Suraksha Sanhita, 2023 mandates that a Court, while taking cognizance of an offence on the basis of a complaint, the accused should be given an opportunity of being heard.
10. Considering the petition of complaint and also having regard to the documents annexed herewith, I am of the opinion that notice under the first proviso to sub-section (1) of section 223 of the Bharatiya Nagarik Suraksha Sanhita, 2023, should be issued against the accused and the proposed accused persons/companies.
11. Accordingly, issue pre-cognizance notice upon the accused person, namely, (1) Arun Saraf, and proposed accused persons/companies, namely, (2) M/s G.D. Mining Pvt. Ltd., (3) Dhiman Chakrabarty, (4) Manaswita Ghosh, (5) Subrata Kundu, (6) M/s Abhinna Coal Washries Pvt. Ltd., (7) M/s Abhinna Construction Pvt. Ltd., (8) M/s Abhinna Energy Pvt. Ltd., (9) M/s Abhinna Hospitality Pvt. Ltd., (10) M/s Abhinna Hydrocarbon Pvt. Ltd., (11) M/s Abhinna Mining Pvt. Ltd., (12) M/s Abhinna Power Trading Pvt. Ltd., (13) M/s Abhinna Renewable Energy Pvt. Ltd., (14) M/s Metis Natural Gas Pvt. Ltd., (15) M/s Metis Steel Pvt. Ltd., (16) M/s Skamord Mining Pvt. Ltd., (17) M/s Sthenos Cement Pvt. Ltd. And (18) M/s Tasso Alloys Pvt. Ltd.
12. Put requisites at once.
13. Fixing **18.02.2026** for S/R, appearance and hearing on the point of cognizance.
14. Let a copy of this order be given to the 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.