

M. L. CASE NO. 22 OF 2025ECIR/KLZO/08/2018CNR No. WBCS01-001020-2025

Present: Sri Sukumar Ray

Chief Judge, City Sessions Court, Calcutta

J.O. CODE NO.WB00590

Order No. 01 dated 08.12.2025

1. This is the original complaint, baring ECIR no. ECIR/KLZO/08/2018, 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, annexing documents, by the complainant, namely, Mukesh Kumar Meena, Assistant Director, Directorate of Enforcement, Government of India against the proposed accused persons, namely, Prasenjit Das, Chandan Sarkar, Laltu Saha, Kanti Lal Dutta, Rabin Sarkar, Debabrata Sarkar and Prabir Kumar Bhaduri.
2. The complainant Mukesh Kumar Meena is present.
3. Ld. Special Public Prosecutor representing the Enforcement Directorate is present.
4. Heard Ld. Special Public Prosecutor.
5. I have carefully perused the complaint. Let it be kept with the record.
6. Let the complaint be registered as a complaint case under the Prevention of Money Laundering Act.
7. Note in the relevant register.
8. I have carefully perused the original complaint and other documents annexed thereto.
9. 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.
10. It prima facie appears that one M/s KPS Enterprises under the proprietorship of Late Purnendu Das availed packing credit facility of Rs. 8 crore and Foreign Bill Negotiation facility of Rs. 25 crore from Allahabad Bank. Late Purnendu Das, proprietor of M/s K.P.S. Enterprise, fraudulently diverted funds from Allahabad Bank's packing credit facilities between June 2010 and March 2011. He used 59 export bills to obtain funds, which after being credited to the packing credit account, were transferred to his firm's current account and then diverted further through RTGS and bearer cheques. He also diverted funds to HDFC Bank account of the firm of his son who is the proposed accused person, namely, Prasenjit Das and issued 70 bearer cheques in suppliers' names to withdraw cash fraudulently through employees who are the proposed accused persons, namely, Chadan Sarkar, Laltu Saha and Debabrata Sarkar. Due to these fraudulent actions, Allahabad Bank suffered a wrongful loss of approximately Rs. 26.72 crore by mid-2013 after adjusting recoveries. Proposed accused persons Chandan Sarkar, Laltu Saha, and Debabrata Sarkar encashed bearer cheques as instructed by Late Purnendu Das and handed the money over to him, which he used for unauthorized

purposes. Additionally, proposed accused Prabir Kumar Bahduri conspired with Late Purnendu Kumar Das by providing blank export bill formats to accused Kanti Lal Dutta and Rabin Sarkar. Under his direction, these two proposed accused persons filled in false export details, after which Prabir Kumar Bahduri signed the fake bills. Then Kanti Lal Dutta and Rabin Sarkar forged customs officials' signatures and passed the fake bills to Late Purnendu Das, who used them to siphon off money from Allahabad Bank.

11. 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.
12. 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 proposed accused persons.
13. Accordingly, issue pre-cognizance notice upon the proposed accused persons, namely, Prasenjit Das, Chandan Sarkar, Laltu Saha, Kanti Lal Dutta, Rabin Sarkar, Debabrata Sarkar and Prabir Kumar Bhaduri.
14. Put requisites at once.
15. Fixing **04.02.2026** for S/R, appearance and hearing on the point of cognizance.
16. Let a copy of this order be given to the Enforcement Directorate/complainant through Ld. Special Public Prosecutor for information and necessary compliance.

Dictated & corrected by me,

Chief Judge
City Sessions Court, Calcutta.

Chief Judge
City Sessions Court, Calcutta.