

**M.L. CASE NO 22 OF 2025**  
**CNR-WBCS01-001020-2025**  
**Present: Sri Sukumar Ray**  
**Chief Judge, City Sessions Court, Calcutta**  
**J.O. CODE NO.WB00590.**

**Order no. 03 dated 04.02.2026**

1. Today is fixed for S/R, appearance and hearing on the point of cognizance.
2. The proposed accused persons, namely, Kanti Lal Dutta and Rabin Sarkar appear before this Court as per notice issued by this Court and they are taken into custody.
3. Fresh vakalatanams and two separate bail petitions have been filed on behalf of the accused persons, namely, Kanti Lal Dutta and Rabin Sarkar and pray for bail.
4. Ld. Advocates for the accused persons Kanti Lal Dutta and Rabin Sarkar are also present.
5. Ld. Special Public Prosecutors for Enforcement Directorate are present.
6. Separate petitions have been filed on behalf of the proposed accused persons, namely Prasenjit Das, Chandan Sarkar, Laltu Saha, Debabrata Sarkar, Prabir Kumar Bhaduri praying for condoning their absence and also prays for time.
7. Ld. Advocates for the above named accused persons file fresh vakalatnama. Let those be kept with the record.
8. Heard. Considered. The prayers are allowed for the ends of justice.
9. Fix **05.03.2026** for appearance and hearing on the point of cognizance.
10. Now, the bail petitions filed today on behalf of accused persons, namely, **Kanti Lal Dutta** and **Rabin Sarkar**, are taken up for hearing.
11. Ld. Advocate of the accused/petitioner Kanti Lal Dutta submits that this accused/petitioner voluntarily surrenders before this Court as per notice issued by this Court and also undertakes to remain present on each and every date of hearing if he is granted bail and he prays for bail of the accused/petitioner on any terms and conditions.
12. Ld. Advocate of the accused/petitioner Rabin Sarkar submits that this accused/petitioner voluntarily surrenders before this Court as per notice issued by this Court and also undertakes to remain present on each and every date of hearing if he is granted bail. So, he prays for bail.
13. In support of their contention, Ld. Advocates for the accused/petitioners cited one Judgement of the Hon'ble Supreme Court of India in the case of **Tarsem Lal Vs Directorate of Enforcement Jalandhar Zonal Office** reported in **2024 SCC OnLine SC 971** and also draws the attention of paragraph 23(c) which is set out as follows “ *After a summons is issued under Section 204 of the CrPC on taking cognizance of the offence punishable under Section 4 of the PMLA on a complaint. If the accused appears before the Special Court pursuant to the summons, he shall not be treated as if he is in custody. Therefore, it is not necessary for him to apply for bail. However, the Special Court can direct the accused to furnish bond in terms of Section 88 of the CrPC*”.
14. Ld. Special Public Prosecutor on behalf of the Enforcement Directorate has raised formal objection and leaves the matter upon the discretion of this Court.
15. Heard both sides.
16. Perused the case record and the petitions filed by the accused/petitioners.

17. It reveals from the case record that the accused/petitioners **Kanti Lal Dutta** and **Rabin Sarkar** have voluntarily surrendered before this Court as per notice issued by this Court and also considering the nature and role of the accused/petitioners in the alleged offence and in view of the observation of the Hon'ble Apex Court, the prayers for bail of the accused/petitioners **Kanti Lal Dutta** and **Rabin Sarkar** is **allowed**.
  18. Accused/petitioners **Kanti Lal Dutta** and **Rabin Sarkar** may find bail of **Rs. 5,000/- each** with two sureties of **Rs. 2,500/- each** subject to the satisfaction of Ld. Chief Judicial Magistrate, Calcutta i.d J.C till **17.02.2026**.
  19. Accused/petitioners **Kanti Lal Dutta** and **Rabin Sarkar** is directed to appear before this Court on each and every date of hearing.
  20. If on bail to date, i.e., on **05.03.2026** for appearance of the accused persons **Kanti Lal Dutta** and **Rabin Sarkar** before this court.
  21. Let a copy of this order be sent to the Ld. Chief Judicial Magistrate., Calcutta for information.
  22. Let a copy of this order be sent to the Enforcement Directorate through Ld. Special Public Prosecutors for information.
- D/C by me

Chief Judge  
City Sessions Court, Calcutta

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