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to
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BP/
KC

10.02.2021
Ct.238

**W.P.A. 27005 of 2016
with
CAN 1 of 2019 (Old CAN 4506 of 2019)
CAN 2 of 2021**

**Kalipada Pal & Anr.
Vs.
Union of India & Ors.
with
W.P.A. 11372 of 2018
with
W.P.A. 12984 of 2018
with
W.P.A. 12991 of 2018
with
W.P.A.1352 of 2018
with
W.P.A.13730 of 2019
with
W.P.A.18205 of 2018
with
W.P.A.20011 of 2019
with
W.P.A.20542 of 2019
with
W.P.A.206 of 2019
with
W.P.A.208 of 2019
With
CAN 1 of 2019 (Old CAN 3484 of 2019)
with
W.P.A.209 of 2019
with
W.P.A.21868 of 2017
with
W.P.A.2219 of 2018
with
W.P.A.23015 of 2018
with
W.P.A.234 of 2019
with
CAN 1 of 2019 (Old CAN 3857 of 2019)
with
W.P.A.23615 of 2017
with
W.P.A.23615 of 2018
with
W.P.A.24283 of 2018**

with
W.P.A.24583 of 2018
with
W.P.A. 25845 of 2016
with
CAN 1 of 2018 (Old CAN 4643 of 2018)
Rose Valley Fields Employees Union (West Bengal
Circle) & Anr.
Vs.
Union of India & Ors.
with
W.P.A.26223 of 2018
with
W.P.A.3586 of 2019
with
W.P.A.3587 of 2019
with
W.P.A.3588 of 2019
with
W.P.A.4756 of 2018
with
W.P.A.5061 of 2019
with
W.P.A.5062 of 2019
with
W.P.A.5194 of 2019
with
W.P.A.5913 of 2017
with
CAN 1 of 2020 (Old CAN 968 of 2020)
Arup Ranjan Ghosh & Ors.
Vs.
Union of India & Ors.
with
W.P.A.6538 of 2019
with
W.P.A.6554 of 2019
with
W.P.A.6801 of 2018
with
W.P.A.7773 of 2018
with
W.P.A.7935 of 2019
with
W.P.A.9732 of 2018

Mr. Joydeep Kar, Sr. Adv.,
 Mr. Subhasis Chakraborty,
 Ms. Debolina Das

Mr. Arindam Das,
 Ms. S.K. Singh,
 Mr. Amit Chakraborty,
 Ms. Sushmita Singh.
 Mr. Uday Sankar Chattopadhyay
 Ms. S. Saha
 Mr. Subhayu Das

...for the petitioners.

Mr. Partha Ghosh,
 Mr. Madhu Jana.

...for U.O.I. in
 WPA 26223 of 2018

Ms. Monalisa Das,
 Mr. Kuntelendu Mondal.

...for the petitioner
 in W.P.A.9732 of 2018,
 W.P.A.24283 of 2018.

Mr. Tarak Nath Sarkar.

...for the petitioner in
 W.P.A.6538 of 2019 &
 W.P.A.6554 of 2019.

Ms. Rama Haldar.

... for the petitioner
 in W.P.A.2219 of 2018,
 W.P.A.12984 of 2018,
 W.P.A.12991 of 2018,
 W.P.A.23015 of 2018,
 W.P.A.23615 of 2018,
 W.P.A.4756 of 2018,
 W.P.A.24583 of 2018,
 W.P.A.3586 of 2019,
 W.P.A.3587 of 2019 and
 W.P.A.No.3588 of 2019.

Mr. Sujay Kumar Halder

...for the petitioner
 in W.P.A.1352 of 2018
 W.P.A.7773 of 2018,
 W.P.A.206 of 2019,
 W.P.A.208 of 2019,
 W.P.A.209 of 2019,
 W.P.A.5061 of 2019
 & W.P.A.5062 of 2019.

Mr. Anindya Sundar Das,
 Ms. Ananya Chakraborty,
 Mr. Rajesh Naskar.

...for the petitioner in
 WPA 234 of 2019.

Mr. Jayanta Samanta,
Ms. Karunamoyee Samanta.

...for the petitioner in
WPA 21868 of 2017.

Mr. Arup Nath Bhattacharyya,
Ms. Sayani Das,
Ms. Sreetama Biswas

...for respondent No.18 Rose Valley.

Mr. Amitesh Banerjee, Ld. Sr. Standing Counsel
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Mr. Tarak Karan

...for the State.

Mr. Tarun Jyoti Tewari

...for the U.O.I.

Mr. Sankaracharya Ray

....for U.O.I. in
WPA 4756 of 2018.

Ms. Somoshree Saha

...for Union of India
W.P.A. 21868 of 2017

Ms. Bijay Lakshmi Sil

... for UOI in W.P.A.5913 of 2017 & in
WPA No.9732 of 2018.

Mr. Prasanta Kr. Dutta,
Mr. Susanta Kr. Dutta,
Mr. Syamantak Banerjee
Mr. Partha Ghosh
Ms. Madhu Jana

...for SEBI

Ms. Dipannita Samanta,
Ms. Monalisa Das

...for the Petitioner in WPA 9732
of 2018 and WPA 24283 of
2018.

Mr. Sanjib Kr. Ghosh

...for the UOI in WPA 1352
of 2018.

Ms. Sushama Dutta (Mondal).

For the UOI in W.P.A.7935
of 2019.

Md. Firdus Samim,

Mr. Altab Hossain,
Ms. Gopal Biswas.

...for the applicant
in CAN 4643 of 2018.

Mr. Subhodip Sen,
Mr. Anirban Kar.

...for the Asset Disposal Committee.

Ms. Sumitra Das

.....for the CBI.

Mr. Sujay Kumar Halder

...for the petitioner
in W.P.A.1352 of 2018
W.P.A.7773 of 2018.

Mr. Sunil Singhania.

...for the Respondent No.1 in
W.P.A.23615 of 2017.

Mr. Amit Chakrabarti
Mr. Sunil Singhania

..for the U.O.I. in
WPA 27005 of 2016

Mr. Ganesh Ch. Paul,
Mr. Ganesh Panda.

...for the U.O.I. in
W.P.A.No.680 of 2018.

Mr. Amal Kr. Dutta.

...for the U.O.I. in
W.P.A.5061 of 2019 &
W.P.A.5062 of 2019.

Mr. Madhu Jana.

...for the Petitioners in
W.P.A.No.26223 of 2018.

Mr. Debasish Kundu.

...for the Petitioner in
W.P.A.11372 of 2018.

Mr. Anirban Ghosh.

...for the Petitioner in
W.P.A.6801 of 2018.

Interim report no. 5 dated January 28,
2021 filed on behalf of the Assets Disposal
Committee today in Court be kept with the
records.

It is submitted on behalf of the

Enforcement Directorate (hereinafter referred to as 'ED') that the tenure of Shri Naveen Singh as Deputy Director of Enforcement is due to expire on 28th February, 2021 and the Government of India is nominating Shri Akash Jain, the Deputy Director of Enforcement as the new member of the Assets Disposal Committee. This is recorded and approved.

ED shall file a report on the next date with advance copy to learned advocate for the State Government as regards the assets and properties of Rose Valley, which ED has attached along with full particulars of such properties.

The depositors represented by Mr. Chakraborty, learned advocate, will also be at liberty to file a report containing particulars of the properties and assets of Rose Valley that stand attached by ED. In such report, the depositors may also indicate which assets of the company are being pilfered or wasted. If some business of the company is running, particulars thereof should also be furnished.

Mr. Kar, learned senior advocate appearing for the depositors has pointed out that right from December 12, 2018, this Court has been passing orders directing ED to handover the

monies and properties of the company attached by them to the Assets Disposal Committee. The same is yet to be done. More than two years have gone by since such direction was first issued by the Court.

We have noted Mr. Kar's submission. ED must act with diligence now since, indeed, more than a couple of years have passed since this Court directed ED to handover the assets and properties of the company to the Assets Disposal Committee. However, this can be done only after identification of the properties of the company that ED has attached. Hence, we have called for the report from ED, which must be filed positively on or before the next date of hearing.

Fix these matters for further consideration on February 24, 2021.

(Jay Sengupta, J.)

(Arijit Banerjee, J.)