

CHARGE SHEET

(Under Section 173 Cr. PC)

IN THE COURT OF SPECIAL JUDGE, NIA PATNA, BIHAR

1	Name of the Investigation Agency	National Investigation Agency (NIA)
	FIR No. and Date	RC 08/2016/NIA-DLI, 15.03.2016
2	Final Report/ Charge sheet No.	10 of 2016
3	Date	21.09.2016
4	Sections of law	Section 489 B, 489 C, 120(B) of IPC, Section 16 & 18 of UA(P) Act, 1967 as amended.
5	Type of Final Report	Charge sheet
6	If Final Report Un-occurred / false/ Mistake of law/ Non-Cognizable/Civil Nature	Not applicable
7	If Charge-sheeted: Original/ Supplementary	Original
8	Name of the Investigation officer	██████████, Dy.Suptd. of Police, NIA, Lucknow.
9	Name of the complainant/ Informant	██████████, Assistant Director, DRI, RU, Muzaffarpur, Bihar.
10	Details of Properties/Articles/ Documents recovered/seized During investigation and relied upon:	As per Annexure II and III enclosed.

11. Particulars of accused person charge-sheeted:

a	Name	Mohd. Ali Akhtar Ansari, @ Mohd. Ali Akhtar Alam
b	Father's Name	Akbar Ansari
c	Age	31 years

d	Sex	Male
e	Nationality	Indian
F	Passport Details	Not Available
g	Religion	Islam
h	Occupation	Agent in Sahara India Pariwar,
I	Address(Present)	Village Singhrahiya, Post Kundwa Chainpur, Police Station- Ghorasahan, District East Champaran, Bihar.
J	Address (Permanent)	Same as above
	Whether verified	Yes
k	Whether Arrested/on Bail/Absconding	Arrested on 30.09.2015 and at present in Judicial custody at Adarsha Central Jail, Beur, Patna,Bihar.
12.Particulars of accused persons: Not charge sheeted:		
1	[REDACTED] son of [REDACTED] [REDACTED] Village [REDACTED], PS [REDACTED], District [REDACTED], [REDACTED]. (A-2)	
2	[REDACTED] son of [REDACTED], Resident of [REDACTED] [REDACTED], at present [REDACTED] [REDACTED]	
13.	(i) Particulars of witnesses to be examined	As per the list enclosed as Annexure-I,
	(ii) List of Document	As per the list enclosed as Annexure- II,
	(iii) List/details of articles	As per the list enclosed as Annexure-III.
14.	If FIR is false; action taken	NA
15.	Result of Laboratory Analysis	As mentioned in Para 17

<p>16.</p>	<p>Brief fact of the case:</p> <p>On the basis of specific information that a consignment of Fake Indian Currency Notes (herein after referred to as FICN) was to be delivered in the name of one Mohd. Ali Akhtar Ansari of Village Singhrahiya, Police Station Ghorasahan, District East Champaran, Bihar, through M/S Gati Kintetsu Express Private Limited, situated at Raxaul, Bihar, the Officers of the Directorate of Revenue Intelligence, Muzaffarpur, Bihar, rushed to the office of Gati Kintetsu, Express Private Limited, Raxaul, on 24.09.2015 and seized a parcel having docket no. 437562237 containing 5086 number of FICN in the denomination of Rupees- 500/- having face value of Rupees 25,43,000/- (Rupees twenty five Lakh, and forty three thousand only) under section 110 of the Customs Act, 1962. Whereas the consignee of the said parcel, did not turn up to collect his parcel on 24.09.2015 and, thus, was not apprehended on the date of the seizure, Officers of DRI, Muzaffarpur, Bihar, kept continuous surveillance at the office of Gati Kintetsu. On 30.09.2015, Mohd. Ali Akhtar Ansari came to M/S Gati Kintetsu Express Private Limited, Raxaul, to take delivery of the said parcel and was arrested by the officers of DRI.</p> <p>The accused disclosed that the said currency notes are fake and have been smuggled from foreign country into India and that the actual owner of the said seized FICN is [REDACTED]</p> <p>[REDACTED]</p> <p>The arrested accused has committed the offence of smuggling, procurement and dealing with smuggled FICN.</p> <p>The Ministry of the Home Affairs, Government of India, directed the National Investigation Agency, vide order F.No.11011/09/2016-IS-IV, dated 10.03.2016, to take up investigation of the DRI Unit Case No. 07/2015, dated 24.09.2015, Muzaffarpur, Bihar. In compliance, the NIA registered the case vide RC-08/2016/NIA-DLI, at NIA, Delhi, on 15.03.2016, under section (s) 489 B & 489 C of I.P.C. and section (s) 16 & 18 of the Unlawful Activities (Prevention) Act, 1967 (as amended), against Mohd. Ali Akhtar Ansari.</p>
<p>17.</p>	<p>Facts disclosed in investigation:</p>

- 17.01** The officers of DRI, Muzaffarpur, seized a parcel having docket no. 437562237 containing 5086 numbers of Fake Indian Currency Notes of the denomination of Rupees 500/-, having total face value of Rupees 25,43,000/- along with other articles from the office of Gati KWE (Gati Kintetsu Express Private Limited) at Raxaul, East Champaran, Bihar, on 24.09.2015.
- 17.02** Whereas the consignee of the said parcel was not apprehended on the date of the seizure, officers of DRI, Muzaffarpur, Bihar, kept continuous surveillance at Gati Kintetsu Express Private Limited, Office at Raxaul, District East Champaran, Bihar, from the date of seizure till 30.09.2015.
- 17.03** The accused, Mohd. Ali Akhtar Ansari, son of Akbar Ansari, appeared before the staff of M/S Gati Kintetsu Express Private Limited, Raxaul, to take delivery of the said parcel (docket no. [REDACTED]) on [REDACTED] and was apprehended at 2345 hrs by the Officers of the Directorate of Revenue Intelligence, Muzaffarpur Unit, Bihar. His mobile phone with number [REDACTED] was also seized.
- 17.04** The accused, Mohd. Ali Akhtar Ansari, disclosed before Senior Intelligence Officer, DRI Muzaffarpur, u/s 108 of the Customs Act, 1962, that the seized Indian Currency Notes are fake and have been smuggled from a foreign country into India and his involvement in smuggling of FICN in the instant case was out of lure of money. He also stated that the actual owner of the said seized FICN is one person, namely, [REDACTED]
- 17.05** The above said FICNs were sent to the SFSL Bihar, Patna, for expert opinion. The preliminary report of the SFSL Patna, revealed that all the seized currency notes were found to be High Quality Counterfeit Indian Currency, as per High Quality Counterfeit Indian Currency Offences Rules, 2013, as defined in the Third Schedule of the UA (P) Act, 1967.
- 17.06** A complaint was filed before the Court of Economic Offences, Muzaffarpur, Bihar, on 27.11.2015, by the DRI, Muzaffarpur, against the arrested accused, Mohd. Ali Akhtar Ansari, in DRI Regional Unit Case No. 07/2015 under section 11 of the Customs Act, 1962, punishable under section 135 of the Customs Act, 1962.

- 17.07** Investigation has revealed that the accused, Mohd. Ali Akhtar Ansari (A-1), gave a copy of his voter ID Card No. [REDACTED] to [REDACTED], who further forwarded it to an accomplice in the UAE for booking the consignment containing the FICN, to be delivered to (A-1) in India as the copy of the Identity document of the consignee is required at the time of booking.
- 17.08** The consignment was booked at the Indian Courier Service, International, Sharjah, U.A.E., [REDACTED], in the name of the accused, Mohd. Ali Akhtar Ansari (A-1).
- 17.09** The examination report of the Director, Forensic Science Laboratory, Government of Bihar, Patna, and the examination report of the Currency Note Press, Nashik Road, Maharashtra, reveal that the seized FICN are counterfeit Indian Currency of high quality.
- 17.10** The data extraction and forensic examination report of the mobile phone seized from possession of the accused, Mohd. Ali Akhtar Ansari, by CERT-In, dated [REDACTED] [REDACTED] reveals that [REDACTED] contacts, [REDACTED] SMS Messages, [REDACTED] Audios, and [REDACTED] recorded phone conversations, etc., were retrieved.
- 17.11** Investigation has revealed that the accused, Mohd. Ali Akhtar Ansari, had saved [REDACTED] contacts by name in his mobile phone. He also identified the voices in the retrieved recorded conversations of his mobile phone. In the retrieved recorded/saved conversations, a total of [REDACTED] out of [REDACTED] recorded conversations were found linked with the deal and delivery of the FICN.
- 17.12** Investigation has revealed that the retrieved recorded conversations between accused Mohd. Ali Akhtar Ansari from his mobile phone no [REDACTED] and mobile number [REDACTED] of the conspirator in the UAE, are recorded as (i) voice clip number [REDACTED] time [REDACTED] PM), (ii) voice clip number 033 ([REDACTED]), and, (iii) voice clip number [REDACTED] time [REDACTED] PM). In these conversations, Mohd. Ali Akhtar Ansari asks about the reference number of the consignment from the conspirator in the UAE and talks regarding the consignment. The conspirator in the UAE asks about the address and Pin code of Mohd. Ali Akhtar Ansari and Mohd. Ali Akhtar Ansari informs him

about the pin code number. The conspirator from the UAE also asks Mohd Ali Akhtar Ansari to tell his Pin code to Abi Mohammad.

17.13 Investigation has revealed that the recorded conversations between the accused, Mohd. Ali Akhtar Ansari, from the mobile phone number [REDACTED] and a conspirator making VOIP call showing number [REDACTED] are recorded, as voice clip number [REDACTED] ([REDACTED], time [REDACTED] AM) and voice clip number 050 ([REDACTED], time [REDACTED] AM). In these calls, the conspirator asks the accused, Mohd. Ali Akhtar Ansari, about the mobile number of Gati Kintetsu, Raxaul, and reference number [REDACTED] of the booked consignment of the FICN and he further asks him to talk and enquire from the transporter about the parcel.

17.14 Investigation has revealed that the recorded conversations between the accused, Mohd. Ali Akhtar Ansari, from mobile phone number [REDACTED] and the accused, [REDACTED], mobile number [REDACTED], is saved, as voice clip number [REDACTED] ([REDACTED], time [REDACTED] PM). In this conversation, [REDACTED] asks the accused, Mohd Ali Akhtar Ansari, the contact number of Gati KWE, Raxaul, and also asked him to note the docket number of another consignment.

17.15 Investigation has revealed that recorded conversations between the accused, Mohd. Ali Akhtar Ansari, from his mobile number [REDACTED], and [REDACTED] mobile number [REDACTED] are (i) recorded voice clip number [REDACTED] ([REDACTED], time [REDACTED] PM), (ii) voice clip number [REDACTED] ([REDACTED], time [REDACTED] AM) (iii) voice clip number [REDACTED] ([REDACTED], time [REDACTED] PM) (iv) voice clip number [REDACTED] ([REDACTED], time [REDACTED] PM) (v) voice clip number [REDACTED] ([REDACTED], time [REDACTED] PM) (vi) voice clip number [REDACTED] ([REDACTED], time [REDACTED] PM). In all these conversations, he talks regarding delivery of the abovesaid consignment of FICN.

17.16 Investigation has revealed that recorded conversation between the accused, Mohd. Ali Akhtar Ansari, from his mobile number [REDACTED], and [REDACTED] mobile number [REDACTED] is recorded as voice clip number [REDACTED], time [REDACTED] AM). In this conversation, he enquires about the contact number of Gati KWE, Raxaul, Bihar.

17.17 The voice samples of the accused, Mohd. Ali Akhtar Ansari, and the recorded voice

conversations retrieved by [REDACTED], New Delhi, from the mobile phone of the accused were sent to the SFSL, Patna, for comparing the voice of the accused, Mohd. Ali Akhtar Ansari. The report is awaited and will be submitted as soon as it is received.

17.18 Customer Application Form (CAF) of mobile no. [REDACTED], confirmed that the SIM of the mobile number [REDACTED] was issued on [REDACTED], in the name of the accused, Mohd. Ali Akhtar Ansari, resident of Village Singhraiya, Ghorasahan, District East Champaran, Bihar. The CDR of mobile no. [REDACTED] proves that he was in contact with (i) mobile number [REDACTED] used by another accused, [REDACTED], ([REDACTED] calls and [REDACTED] SMS from [REDACTED] to [REDACTED]), (ii) mobile number [REDACTED] ([REDACTED] calls and [REDACTED] SMS from [REDACTED] to [REDACTED]), (iii) mobile number [REDACTED] ([REDACTED] call and [REDACTED] SMS on [REDACTED]) of Nepal, and UAE based conspirator's (i) mobile number [REDACTED] ([REDACTED] calls and [REDACTED] SMS from [REDACTED] to [REDACTED]) and from VOIP call number [REDACTED] (3 calls on [REDACTED]). He was also in contact with the mobile number [REDACTED] of Gati KWE, Raxaul ([REDACTED] calls and [REDACTED] SMS from [REDACTED] to [REDACTED]) and mobile number [REDACTED] of [REDACTED] ([REDACTED] calls from [REDACTED] to [REDACTED]), during the period of dealing in FICN.

17.19 Investigation has revealed that the booking of the above said consignment was done by the Consigner, [REDACTED], at Sharjah in the name of the Consignee, Mohd. Ali Akhtar Ansari.

17.20 Customer Application Form (CAF) of the mobile no. [REDACTED] reveals that the SIM was issued on [REDACTED] in the name of [REDACTED] and the CAF of mobile number [REDACTED], reveals that the SIM was issued on 03.12.2014 in the name of [REDACTED]. The CDR of the Mobile number [REDACTED] confirms that (i) 12 calls were made between the mobile number [REDACTED] of the accused, Mohd. Ali Akhtar Ansari, and the mobile number [REDACTED] of [REDACTED], from [REDACTED] to [REDACTED], (ii) 2 calls were made between VOIP call [REDACTED] and mobile number [REDACTED] of [REDACTED], with the first call on [REDACTED] and the second call on [REDACTED]. The CDR of mobile number [REDACTED], confirms that

5 calls were made between the mobile numbers [REDACTED] of the accused, Mohd. Ali Akhtar Ansari, and the mobile number [REDACTED] of [REDACTED], from [REDACTED].

17.21 Investigation has revealed that the accused, [REDACTED], was using the mobile number [REDACTED] and he, along with his associates, has been involved in smuggling of FICN. The accused, [REDACTED], is a wanted accused in NIA Case vide [REDACTED], which is also another FICN case. NBW of open date has been issued against him by the Court [REDACTED] and Special Court of NIA, [REDACTED], on [REDACTED] in NIA Case vide [REDACTED], another FICN case. A red corner notice has been published against him vide control number [REDACTED], dated [REDACTED] through the IPSG Head Quarters, France. A reward of Rupees 50,000/- has been also declared against him by the NIA on [REDACTED].

17.22 It is evident that, on specific information, seizure of the parcel containing FICN of 5086 pieces, having face value Rs 25,43,000/-, in the denomination of 500/-, which was to be delivered to the consignee, Mohd. Ali Akhtar Ansari, was made by the officers of DRI, Muzaffarpur, in front of the staff of M/S Gati KWE, Raxaul. The statement of the depot manager of Gati KWE and the call records establish that A-1 had talked to the depot manager on 24.09.2015 and had informed him that he would come to receive the parcel that day. The consignee, however, came on 30.9.2015 to take delivery of the parcel when he was arrested. The accused, Mohd. Ali Akhtar Ansari, (A-1) was arrested on 30.09.2016, by a team of DRI, Muzaffarpur, and his mobile phone was recovered from his possession. In his statement, before the DRI, U/s 108 of Customs Act, the arrested accused, Mohd. Ali Akhtar Ansari, confessed his involvement, knowledge and motivation and admitted that the seized Currency notes were fake and had been smuggled from a foreign country into India and his involvement in smuggling of the FICN in the instant case was due to lure of money and that the consignment was to be delivered to [REDACTED] through him. It establishes that he was part of the conspiracy with [REDACTED]. The statements of the DRI personnel, Depot in-charge and other employees of M/S Gati KWE, Raxaul, and independent witnesses

established the seizure of the FICN and the arrest of the accused. The statements of the employees of the courier company, ICS international, [REDACTED], who handled the parcel at the time of booking at Sharjah and [REDACTED], who handled the parcel on delivery at Delhi in India, along with the personnel of Gati KWE, prove that the consignment of the FICN was booked by [REDACTED] from Sharjah in the name of the consignee, Md. Ali Akhtar Ansari. The consignment came to Delhi and was handed over to Gati KWE, for further delivery to the consignee at Raxaul, The witnesses, [REDACTED], [REDACTED], [REDACTED], and [REDACTED], [REDACTED] International, [REDACTED], also proved the documents containing the names of the Consignor, [REDACTED], and the Consignee, Mohd. Ali Akhtar Ansari. The reports of the SFSL, Patna, and Opinion Report of the Currency Note Press, Nashik, establish that all the FICN seized was high quality counterfeit Indian currency. Digital Forensic Data was retrieved by CERT-In from the mobile phone (Number [REDACTED] seized from the accused, Mohd. Ali Akhtar Ansari. [REDACTED] conversations were found stored in the device, out of which [REDACTED] number of conversations were found connected to the transactions in the instant case. The voice sample of the accused was taken and has been sent to the SFSL, Patna for matching with the relevant stored/retrieved data. The call details of the mobile number [REDACTED], seized from the arrested accused was analysed and its CAF was taken on production. The CAF was found to be in the name of the accused, Ali Akhtar Ansari. The call details of the mobile number of the accused were analysed. The call details of the accused prove that he was in constant communication with [REDACTED], [REDACTED], regarding the movement and delivery of the consignment. The accused was also in constant communication with the personnel of M/S Gati KWE for taking the delivery of the consignment. The call records of the depot in-charge, M/S Gati KWE, Raxaul, also establish this fact. The [REDACTED] voice conversations, out of [REDACTED] voice conversations saved in the seized mobile phone and retrieved by CERT-In, also pertain to the transactions and conspiracy in the instant case. The recorded conversations between the accused, Mohd. Ali Akhtar Ansari, and the officials of Gati, Kintetsu, Raxaul, and Muzaffarpur, Bihar were

recognised by the officials of Gati Kintetsu and will establish the involvement of the accused, Mohd. Ali Akhtar Ansari.

17.23 The investigation conducted by the NIA has established the involvement of the arrested accused, Mohd. Ali Akhtar Ansari @ Mohd. Ali Akhtar Alam, (A-1), in the instant case for having committed the offence of smuggling, procurement, conspiracy and dealing with smuggled FICN to damage the economic security and monetary stability of India which constitute terrorist Act, having Interstate and International ramifications, along with other accused persons.

18. Charge:

Mohd. Ali Akhtar Ansari @ Mohd. Ali Akhtar Alam, son of Akbar Ansari, resident of Village-Singrahiya, Post Kundwachainpur, Police Station Ghorasahan, District- East Champaran, Bihar (A-1), Under sections 489 B, 489 C, 120 (B) of IPC, sections 16 & 18 UA (P) Act, 1967, as amended.

19. The prosecution sanction, under section 196 of the Code of Criminal Procedure, 1973 and Section 45(1) of the Unlawful Activities (Prevention) Act, 1967, as amended, have been obtained from the Central Government vide order no. 11011/09/2016-IS-IV, dated 14 Sept, 2016.

20. It is, therefore, prayed that this Hon'ble Court may be pleased to take cognizance of the offences as mentioned above and issue process to the accused person to stand trial in accordance with the provisions of law.

21	Dispatched on –		
22	Number of enclosures- 4		
23	List of enclosures-	Annexure I- Annexure II- Annexure III- Annexure IV-	List of Witnesses. List of Documents. List of Material objects Original Prosecution Sanction Order.
24.	Further investigation will continue under the provisions of section 173 (8), CrPC, against the remaining accused.		

Submitted.

Dy. SP/CIO, NIA