



**NATIONAL INVESTIGATION AGENCY
MINISTRY OF HOME AFFAIRS, GOVT. OF INDIA
BRANCH OFFICE, KOLKATA**

2nd SUPPLEMENTARY CHARGESHEET

(Under Section 173 Cr.P.C)

IN THE COURT OF THE LEARNED NIA SPECIAL JUDGE, KOLKATA.

State (NIA)

V/s

Sunesh Kumar Sharma @ Sunesh Kumar & others.

1	Name of the Branch	NIA Hqrs, New Delhi.
	FIR Number, year and date	RC - 05/2015/NIA-DLI dated 12.06.2015 (Arising out of Kaliachak P.S case No. 238 /15 dated 12.05.2015 registered u/s 489B, 489C IPC, Section 18 NDPS Act.)
2	Final Report/Charge Sheet No	09 (B) / 2015.
3	Date	
4	Section (s) of Law	Sections 120B, 489B, of IPC and Section 16, 18 and 20 of Unlawful Activities Prevention Act, 1967 as amended.
5	Type of Final Report.	Charge sheet.
6	If Final Report Un-occurred/ False/ Mistake of fact/Mistake of law/Non-Cognizable /Civil Nature	Not applicable.
7	If Charge-sheeted: Original/ /Supplementary	Supplementary Charge sheet
8	Name of Investigation Officer	████████████████████
9	Name of the Complainant	████████████████████

	/Informant :	[REDACTED] [REDACTED]
10	Details of Properties /documents/ Articles/ recovered/seized during the investigation and relied upon	As per Annexure A-2", "B-2" & "C-2" Enclosed.

11. Particulars of accused persons charge sheeted:

A-7

Name	Ranjit Chopra @ Ranjit Paul
Father's Name	Late. Teja Singh.
Year/Date of Birth	15.03.1958 (As per Driving License No.PB-2320090009639).
Sex	Male
Nationality	Indian
Passport No	-
Religion	Hindu.
Occupation	Business
Address (Present)	R/o House No. 259, Sector-20-C, PS – Mandi Gobindgarh, Dist - Fategarh Sahib, State - Punjab.
Address(Permanent)	Same as above
Whether verified (Address)	Yes
Provisional Criminal No.	Not applicable.
Regular Criminal No. (if known)	Not applicable.
Date of Arrest	03.11.2016.
Date of release on bail	Not applicable.
Under Acts & Sections (of charge sheet)	120B, 489B of Indian Penal Code and 16, 18 and 20 of Unlawful Activities (Prevention) Act, 1967.
Previous convictions with case reference	Not applicable.
Status of the accused	At present in judicial custody.

A-8

Name	Habibur Rahaman @ Habil Sheikh
Father's Name	Late Abdus Samad.
Year/Date of Birth	01.03.1983 (As per National ID Card No.6911535212256 of Bangladesh).
Sex	Male
Nationality	Bangladeshi.
Passport No	-
Religion	Muslim.
Occupation	Business
Address (Present)	R/o Sahapara, P.S – Shibganj, Dist – Chapai Nawabganj, Bangladesh
Address(Permanent)	Same as above
Whether verified (Address)	Yes
Provisional Criminal No.	Not applicable.
Regular Criminal No. (if known)	Not applicable.
Date of Arrest	Absconder
Date of release on bail	Not applicable.
Under Acts & Sections (of charge sheet)	16, 18 and 20 of Unlawful Activities (Prevention) Act, 1967.
Previous convictions with case reference	Not applicable.
Status of the accused	Absconder

12. Particulars of accused persons not charge sheeted: Not applicable.
13. (i) Particulars of witnesses examined: As per the list enclosed in Annexure-A-1
(ii) List / details of documents / Articles : As per the list enclosed in Annexure - B-1 and C-1.
14. If FIR is false, action taken : Not applicable.
15. Result of laboratory analysis : As mentioned in Para 17.2 , 17.3 and 17.4.

16. Brief facts of the case:

16.1 The instant case relates to international racket of smugglers particularly those are involved in High quality counterfeit Indian currency and drugs. These accused are involved in smuggling of FICN from Bangladesh to Indian side to further circulate in local areas. This act of terror relates to offence towards attempting to damage the monetary stability of India.

16.2 On 12.05.2015, based on reliable information, a joint team of officials of BSF and local Police, spotted a Maruti car parked near Shujapur Hospital More beside NH-34 under Kaliachak P.S, Malda, West Bengal. Two suspected persons were found sitting inside the car. On subsequent search, the above officials found and seized following incriminating items from the joint possession of Sunesh Kumar @ Sumesh Kumar (A-1) and Rajen @ Rajan Kumar (A-2);

- a. About **800 grams of opium**,
- b. **FICN with face value of Rs. 9,00,000/- (Nine Lakhs)**, having denomination of Rs. 1000/- (total 450 nos.) and Rs. 500/- (total 900 nos.).
- c. Four numbers of mobile phones,
- d. Two original driving license (one in the name of Sunesh Kumar and another in the name of Rajan Chopra),
- e. One old and used Maruti Suzuki Swift Dzire, steel colour car having registration plate no. PB 23 R-1926 with key,
- f. One old and used black colour travelling bag,
- g. Rs. 5,500/- genuine cash

16.3 On completing the seizure at about 6:55 PM on the spot, above two persons were arrested on the spot. An FIR No. 238/15 dated 12.05.2015 under section 489B, 489C IPC and Section 18 NDPS Act was registered in P.S. Kaliachak and investigation commenced.

16.4 Considering the gravity of the offence, Ministry of Home Affairs, Govt. of India issued an order No. 11011/32/2015-IS. IV dated 09/06/2015, and accordingly the NIA took up the investigation of this case by re-registering as RC-05/2015/NIA/DLI under section 489B / 120B IPC and 18 of N.D.P.S. Act on 12/06/2015..

17. Facts Disclosed During Investigation:

- 17.1 During investigation, it is established that the local police led by [REDACTED] under [REDACTED] P.S. with staff of "G" Branch of BSF, Farakka seized Fake Indian Currency Note (FICN) with face value of Rs. 9,00,000/-, about 800 grams of opium, four numbers of mobile phones, two original driving license (one in the name of Sunesh Kumar and another in the name of Rajan Chopra), One Maruti Suzuki Swift Dzire car, one old and used black colour travelling bag, genuine Rs. 5.500/- and two accused namely Sunesh Kumar Sharma @ Sunesh Kumar @ Sumesh Kumar and Rajan Chopra @ Rajen Kumar were arrested on 12.05.2015 near *Sujapur Hospital More* under Kaliachak Police station, in Malda district, West Bengal.
- 17.2 The expert opinion report of Bharatiya Reserve Bank Note Mudran (P) Ltd, Salboni, West Bengal revealed that **all the seized notes are "High Quality Counterfeit notes"**.
- 17.3 Considering the report of Bharatiya Reserve Bank Note Mudran and provisions of Unlawful Activities Prevention Act 1967, section 16 of the said Act was invoked in the instant case. The same was approved by the Competent Authority, NIA and also allowed by the Ld. Spl. NIA Court, Calcutta.
- 17.4 The Report of State Drugs Control & Research Laboratory, Kolkata has established that the **seized substance from the accused persons is Opium of purity 18.916 % (w/w) and quantity is 847.152 grams** which is a commercial quantity. It is further established that the substance seized comes under the purview of NDPS Act 1985.
- 17.5 During the investigation, the NIA has filed charge sheet No. 09/2015 dated 06.11.2015 against Sunesh Kumar Sharma **(A-1)** u/s 489C, 468, 471, 120B IPC, section 18 of NDPS Act, Section 16 of UA (P) Act and against Rajan Chopra **(A-2)** u/s 489C, 120B IPC, section of 18 NDPS Act, Section 16 of UA (P) Act, pending further investigation u/s 173 (8) Cr.P.C.

- 17.6** During the course of further investigation, names of accused persons Amerul Sekh @ Amirul Islam Sekh (**A-3**), Jahirul @ Jahir Sekh (**A-4**), Alam Sekh (**A-5**), Asim Kumar Saha (**A-6**), Ranjit Chopra @ Ranjit Paul (**A-7**) and Habibur Rahaman @ Habil Sk (**A-8**) have surfaced in the commission of offences of the instant case. They all conspired, planned and took part in the execution of the smuggling of FICN from Bangladesh to India with an intention to circulate in the heartland.
- 17.7** Subsequently, NIA has filed Supplementary Charge Sheet No- 1 dated 14.06.2016 against Amerul Sekh @ Amirul Islam Sekh @ Amin Sekh (A-3) u/s 489B, 489C, 120B, 468/471 of IPC and section 16 of UA (P) Act, 1967, against Jahirul @ Jahir Sekh (A-4) u/s 489B, 120B of IPC and section 16, 21 of UA (P) Act, 1967, against Alam Sekh (A-5) u/s 489B, 489C, 120B of IPC and section 16 of UA (P) Act, 1967, against Asim Kumar Saha u/s 489B, 489C, 120B of IPC, section 18 NDPS Act , 1985 and section 16 UA (P) Act, 1967 with additional charges against Sunesh Kumar Sharma (**A-1**) u/s 489B of IPC and against Rajan Chopra (**A-2**) u/s 489B of IPC, based on the sufficient oral and documentary evidences, pending further investigation u/s 173 (8) Cr.P.C.
- 17.8** Statement of protected witness “B” will prove that Sunesh Kumar Sharma (A-1) used to visit with Ranjit Chopra @ Ranjit Paul (A-7) in Malda to collect FICN.
- 17.9** On scrutiny of the CDRs of the Mobile number, it has been revealed that location of Sunesh Kumar Sharma (A-1) and Ranjit Chopra @ Ranjit Paul (A-7) was in Malda on 02.09.14. Further, they were in Malda on 30.10.14 and on 06.01.2015.
- 17.10** Further investigation established that accused Sunesh Kumar Sharma (A-1) and Rajan Chopra (A-2) were in constant touch with Ranjit Chopra @ Ranjit Paul (A-7) over mobile phone during the relevant period of recovery of FICN and opium in connection with the instant case
- 17.11** Further, statement of a witness has revealed that once on December, 2014 or January, 2015 he received Rs. 10,000/- from Ranjit Chopra (A-7) in cash. Out of

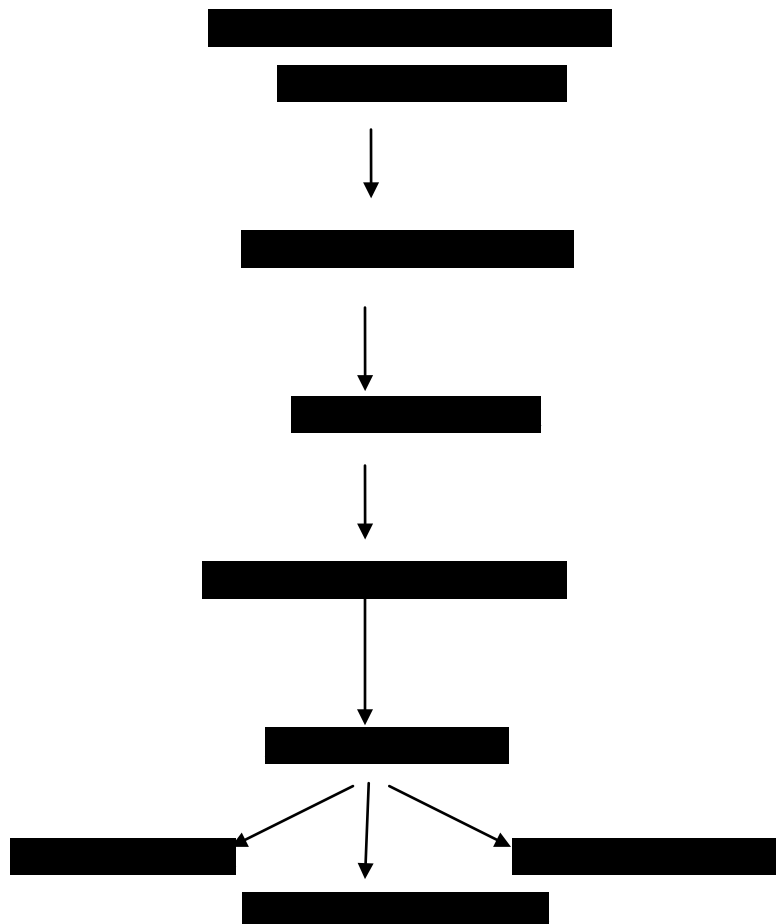
Rs. 10,000/-, he found four notes of the denomination of Rs. 500/- were Fake Indian Currency Notes. On complaint, Rajan Chopra (A-2) replaced the money

17.12 Statement of [REDACTED] has revealed that accused Alam Sk. (A-5) and accused Jahirul (A-4) used to collect Fake Indian Currency Note from Habil Sk. @ Habibur Rahaman (A-8) of Bangladesh.

17.13 Statement of Protected witness "B" has revealed that Habil Sk. @ Habibur Rahaman (A-8) of Bangladesh used to supply the FICN to Alam Sk.(A-5) and Jahir @ Jahirul Sk (A-4).

17.14 Connectivity chart of the CDRs of mobile numbers has revealed that Alam Sk. (A-5) had regular contact with Habil Sk @ Habibur Rahaman (A-8).

17.15 The chain of circulation of Fake Indian Currency Notes as revealed during investigation of the case is as follows :-



for further circulation of FICN and drugs to the States of Haryana and Punjab in connivance with other conspirators.

17.16 The recovered Fake Indian Currency Notes are of High Quality, all the seized notes being of the denomination of Rs. 500/- and 1000/- duly recovered from the Place of occurrence at Sujapur which is in **close proximity of the International border** (about 15 Kms from Indo-Bangladesh Border). The quantum of FICNs being very high i.e. to the tune of Rs. 9,00,000/- (nine lakhs) and the recovery also associated with another contraband item i.e. Narcotics substances further establishes that the accused persons had been involved in this **trans-national & inter-state illegal business and in the commission of anti-national act for quite some time**. They had circulated FICNs in the past as part of their business transactions and hence they had the knowledge of wrongful gain from the criminal act of possessing and circulating Fake Indian Currency Notes in the Indian markets with a view to destabilize the economic security of India.

17.17 The conditions as laid down in section 6(4) of the Investigation of High Quality Counterfeit Indian Currency Offence Rules, 2013 are satisfied and therefore the instant **crime falls under the category of terrorist act** intended to **damage the monetary stability of India** as defined under section 15 (1) (a) (iiia) of Unlawful activities Prevention Act, 1967, as amended. Therefore, arrested accused person Ranjit Chopra (A-7) is culpable under section 16, 18 and 20 of Unlawful activities Prevention Act, 1967 and absconding accused person Habibur Rahaman @ Habil Sekh **(A-8)** is culpable under section 16, 18 and 20 of Unlawful activities Prevention Act, 1967, as amended, in the instant case.

17.18 During further investigation it has revealed that Asim Kumar Saha (A-6) procured about 800 gms. of opium, seized in connection with the case, from one [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED] [REDACTED]
[REDACTED]
[REDACTED]

17.19 During further investigation and from the statement of witnesses and other circumstantial evidences it has been revealed that accused Ranjit Chopra @ Ranjit Paul (A-7) is liable to be prosecuted u/s 120B, 489B of IPC and section 16, 18 and 20 of Unlawful Activities (Prevention) Act, 1967 as amended. Further absconding accused Habibur Rahaman @ Habil Sekh (A- 8) is liable to be prosecuted u/s 16, 18 and 20 of Unlawful Activities (Prevention) Act, 1967 as amended.

18. CHARGE

It is, therefore, most graciously prayed that the arrested/ absconding accused persons may be charged for offences as noted below against their names in the instant case as under :-

- I. **Ranjit Chopra @ Ranjit Paul (A-7) to be charged for offences under sections 120B, 489B of the Indian Penal Code and 16, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 as amended.**
- II. **Habibur Rahaman @ Habil Sekh (A-8) (Absconding) to be charged for offences under sections 16, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 as amended.**

18.1 The sanction for prosecution under Section 45 (1) (ii) of the Unlawful Activities (Prevention) Act, 1967 as amended has been obtained from the competent authority and enclosed herewith this supplementary charge sheet.

18.2 All the aforesaid offences have been committed within the jurisdiction of this Hon'ble Court. Hence, this Hon'ble Court has got jurisdiction to try the above offences.

18.3 It is, therefore, prayed that in the light of the averments herein, documents and other materials filed with this Police report u/s 173 Cr.P.C, this Hon'ble court may kindly take cognizance of the offences committed by the accused persons as noted above and take such steps for trial as deemed appropriate.

18.4 [REDACTED]
[REDACTED], [REDACTED]
[REDACTED]

19. Dispatched on :

20. No. of enclosures: : [REDACTED]

21. List of enclosures :

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Forwarded by,

[REDACTED]