

प्रधान आयुक्त का कार्यालय, सीमा शुल्क, अहमदाबाद
“सीमा शुल्क भवन”, पहली मंजिल, पुराने हाई कोर्ट के सामने, नवरंगपुरा, अहमदाबाद – 380009

**OFFICE OF THE PRINCIPAL COMMISSIONER OF CUSTOMS,
AHMEDABAD**

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SHOW CAUSE NOTICE

(Under Section 124 of the Customs Act, 1962)

Whereas, an intelligence was gathered by Directorate of Revenue Intelligence, Ahmedabad Zonal Unit (herein after referred as ‘DRI’) that persons belonging to few Aangadia firms coming from Mumbai on board Saurashtra Mail train (No. 22945) may carry smuggled gold and other contraband/high valued goods through Ahmedabad Kalupur Railway Station. Further, these persons would board the cars/vehicles in the “Pick-up’ area outside the railway station.

2. Whereas, acting on the said intelligence, the officers from DRI intercepted 15 passengers who were approaching the vehicles in the ‘Pick up’ area outside the Railway Station at around 04:50 hrs on 07.06.2023. The said passengers were carrying different bags and they informed that they were working for different Angadiya firms. Thereafter, taking into consideration the quantum of baggages and reasons of safety, the officers with the consent of the passengers took them to the DRI, Ahmedabad Zonal Unit office situated at Unit No. 15, Magnet Corporate Park, Near Sola Flyover, Behind Intas Corporate Building, Thaltej, Ahmedabad, for the examination of the baggage. The proceedings were recorded in the presence of the independent panchas under Panchnama dated 07.06.2023 **(RUD-1)**.

3. Accordingly, the examination of the baggage of the passengers was done in separate rooms of the DRI, Ahmedabad office under respective Panchnama dated 07.06.2023 **(RUD-2)**. During examination of the bags of one passenger, who identified himself as Shri Mahendrabhai Hargovan Das, the officers found that his bags contained various parcels. Shri Manilal Patel, partner of M/s. Vijaykumar Vikrambhai & Company also came to the office during the search. The DRI officers, in their presence, prepared inventory of all the goods found during the examination of baggage. During the search, Shri Mahendrabhai Hargovan Das also informed that the said goods are meant to be delivered to M/s. Vijaykumar Vikrambhai & Company.

4. Whereas, on completion of the examination of the goods, the officers found that certain parcels contained foreign currency. However, on being asked by the DRI officer, the passenger could not provide any satisfactory explanation or produce any legitimate documents pertaining to the possession of the said goods, which included foreign currency. Therefore, the said goods, which included foreign currency were detained for further explanation. The details of the goods found in the baggage of Shri Mahendrabhai Hargovan Das are as follows:

S. No.	Parcel No.	Sender name	To be delivered	Item Found
1	3	-	Prakash bhai, C.G. Road, Ahmedabad (9724445818)	15000 Canadian Dollar
2	9	Kavya Jewellers, Surat (9428796485)	DG Sons, 101, Shivam Complex, Swagat Char Rasta, Nr. National Handloom, CG Road, Ahmedabad (Keyur Dhari-9825626999)	101.820 (.995) gram Gold in raw form (as per slip found in box)
3	36	J M Patel, Anand, 9913059553	Shilin Adani, Shantisagar Bungalow, Ahmedabad	2 boxes of Gold Necklace with precious stones
4	A-1	Bikha bhai B. Patel, Malad (9820357292)	Dhanrajbhai R. Patel, Sidhpur (9327514615)	3,50,000 Indian Currency
5	A-2	Rajubhai, Mumbai	Viralbhai, Ahmedabad (9925006268)	10000 Singapore Dollar & 124000 Thai Baht
6	A-3	Parth (9428282614)	Rajbhai, CG Raod, Ahmedabad (9574821821)	8500 Canadian Dollar
7	A-4	Dikshit Shah, Bandra Kurla Complex (9820950806)	Bharatbhai Patel, Palanpur, Behind College (8160527623)	1,62,000 Indian Currency
8	A-6	Mohmmad bhai, Malad	Anglodia Diamon, Sahibag Shopping Cente, Palace Road, Palanpur (0274-2261240)	17,54,000 Indian Currency
9	A-24	Raj, Ahmedabad, 9574821821	Umang, 9726248338	10000 Singapore Dollar
10	A-25	Sanjay B	Bhavesbhai, Pahini Jewel	Gold bar of 50 Grams of Fine gold 99.5
11	A-26	Tanuj, 9022780730	Jay Bhai Mehsana, 9825193814	5000 Saudi Riyals
12	A-39	Dinesh bhai Mumbai	Nilesh Bhai, Botad, 7600636161	5,80,000 Indian Currency

STATEMENT OF SHRI MUKESHKUMAR MANILAL PATEL, PARTNER OF M/s. VIJAYKUMAR VIKRAMBHAI & COMPANY RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 16.06.2023

5. Shri Mukeshkumar Manilal Patel, Partner of M/s. Vijaykumar Vikrambhai & Company voluntarily presented himself on 16.06.2023 before the Senior Intelligence Officer, DRI, Ahmedabad Zonal Unit to tender his voluntary statement. His statement was thus recorded on 16.06.2023 (**RUD-3**), wherein interalia he stated that:-

- Their firm specialized in courier services of precious and valuable goods, documents, Gems and Jewellery, Diamonds etc. and that they pay GST @18% as per the CGST Rules and regulations.
- That they pick up the parcels from the office or business premises of the customer and also deliver the parcels at the address and details provided by the sender and is mentioned by them on the parcel.
- On being asked he stated that their company's pick-up vehicles generally go to the customers' office to collect the goods in majority of the cases. In case of precious parcels, the same are sealed by the sender and they do not know the exact description of goods. That they act on the basis of invoice and description mentioned on the parcel by the sender.
- On being asked about the type of goods which they may transport to which he stated that any legitimate goods with proper invoice can be transported but they mainly accept parcels related to precious metals and valuable goods, documents, gems and jewellery, diamonds.
- On being asked as to whether they can accept the parcels related to foreign currency, foreign origin gold, to which he stated that **they cannot accept the** parcels related to foreign currency, foreign origin gold in bars or in any other form. However, the customer may sometimes mis-declare the correct description and nature of the goods in the parcel.
- He was shown the panchnama dated 07.06.2023 drawn at the premises of Office of Directorate of Revenue Intelligence (**RUD-2**) vide which the examination of their parcels/goods was conducted.
- He produced the documents/ details in respect of the said goods vide Panchnama dated 07.06.2023 in respect of the following items:-

S. No.	Item Description	Details of Sender of the parcel	Documents submitted
1	15000 Canadian Dollar	Prakash bhai, C.G. Road, Ahmedabad (9724445818)	Cash Memo from M/s Pradip Forex Pvt Ltd to Shri Prakashchandra H Soni
2.	101.820 (.995) gram Gold in raw form (as per slip found in box)	Kavya Jewellers, Surat (9428796485)	Bill from M/s Kavyashree Jewellers Pvt Ltd to M/s DG Sons.
3.	2 boxes of Gold Necklace with precious stones	J M Patel, Anand, 9913059553	Bill from M/s Shivam Jems and Handicraft to M/s Jigyam Jewellery
4.	3,50,000 Indian Currency	Bikha bhai B. Patel, Malad (9820357292)	Letter dtd 13.06.2023 from Shri Bhikha Bhai
5.	10000 Singapore Dollar & 124000 Thai Baht	Rajubhai, Mumbai	Letter from M/s Adman Forex and Services Pvt Ltd along with Daily Summary and Balance Book
6.	8500 Canadian Dollar	Parth (9428282614)	Bill from M/s RPFEX Forex Pvt Ltd along with purchase bill and payment slip
7.	1,62,000 Indian Currency	Dikshit Shah, Bandra Kurla Complex (9820950806)	Letter from Shri Dixit Mansukhlal Shah along with bank statement, ITR, balance sheet and medical documents
8.	17,54,000 Indian Currency	Mohmmad bhai, Malad	Copy of GST Registration, Books of account, ITR forms Bank Statement, Cash Ledger etc.
9.	10000 Singapore Dollar	Umang, 9726248338	Bill from M/s RPFEX Forex Pvt Ltd purchased from M/s Kothari Forex Pvt Ltd along with purchase bill and payment slip
10.	Gold bar of 50 Grams of Fine gold 99.5	Sanjay B	Bill from M/s Sunil Jewellers to M/s Pahini Jewellery Ltd
11.	5000 Saudi Riyals	Tanuj, 9022780730	Cash Memo from M/s Monty Forex Pvt Ltd to Shri Dhukka HamidbhaiUsmanbhai
12	5,80,000 Indian Currency	Paresh dhandli, 9820110497	Letter from Mudassir M. Aglodiya along with ITR returns of Shre Paresh Jeevrajbhai Saliya and bank Statement.

RELEASE OF GOODS UNDER PANCHNAMA DATED 19.06.2023:

6. M/s. Vijaykumar Vikrambhai&Company submitted certain documents as detailed at para 5 above pertaining to the goods including gold and Indian Currency detained under the Panchnama dated 07.06.2023. Accordingly, the representative of the said Aangadiya firm, Shri Mukeshkumar Manilal Patel was called to the DRI office and the goods as mentioned in the table in the para 5 above, except the foreign currency, as mentioned at 1,5,6,9 & 11 in the same table, was released to the Aangadiya firm. The said proceedings were carried out under Panchnama dated 19.06.2023 **(RUD-4)** in the presence of the independent panchas. Thus, the foreign currency, as detailed below, was again sealed back and kept in the DRI custody.

SI. No.	Currency Details	Total value of foreign currency	Name of the concerned Party
1.	Canadian Dollars	15000/-	Shri Prakashchandra H Soni
2.	Singapore Dollars	10,000/-	M/s. RPFX Forex Pvt Ltd
3.	Canadian Dollars	8,500/-	
4.	Singapore Dollars	10,000/-	M/s. Adman Forex and Services Pvt Ltd
5.	Thai Bhat	1,24,000/-	
6.	Saudi Riyals	5,000/-	M/s. Monty Forex Pvt Ltd

INVESTIGATION W.R.T. 15,000/- CANADIAN DOLLARS PERTAINING TO SHRI PRAKASHCHANDRA H. SONI

7. STATEMENT OF SHRI PRAKASHCHANDRA H. SONI, RESIDENT OF H/809, SARJAN TOWER, SUBHASH CHOWK, GURUKUL ROAD, AHMEDABAD-380052 RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 11.07.2023

7.1 Shri Prakashchandra H Soni, Resident of H/809, Sarjan Tower Subhash Chowk Gurukul Road, Ahmedabad-380052, voluntarily presented himself on 11.07.2023 before the Senior Intelligence Officer, DRI, Ahmedabad Zonal Unit to tender his voluntary statement. His statement was thus recorded on 11.07.2023 **(RUD-5)**, wherein he accepted that the said parcel containing 15000 Canadian Dollar was handed over by him to M/s. Vijaykumar Vikrambhai Patel and Company to deliver the same to him in Ahmedabad. Shri Prakashchandra H Soni stated that the said foreign currency was purchased by him from M/s Pradip Forex Pvt Ltd, Navsari.

7.2 On being asked about the reason to buy foreign currency, Shri Prakashchandra H Soni stated that his son lives in U.S.A and he was planning to visit him in USA on 07.07.2023 and thereafter they were planning to visit Canada, so he had bought 15000 Canadian dollars. On being asked about the payment of the purchase, he stated that he had given the cheques dated 06.06.2023 to M/s Pradip Forex Pvt Ltd, Navsari which were encashed on 08.06.2023. He also submitted copies of the ICICI cheques, bearing nos. 485574, 000037 & 113256, all dated 06.06.2023 issued for a total of Rs.9,36,000/- in favour of M/s. Pradip Forex Pvt Ltd. **(RUD-6)**

7.3 On being asked about the invoice regarding the purchase of 15000 Canadian dollars, Shri Prakashchandra H Soni stated that on the day of purchase of 15000 Canadian dollars, no invoice was issued by M/s Pradip Forex Pvt Ltd, Navsari.

However, M/s Pradip Forex Pvt Ltd, Navsari has issued the invoice for the purchase of Canadian Dollar on 07.06.2023.

7.4 On being asked about who has purchased 15000 Canadian dollars from M/s Pradip Forex Pvt Ltd, Navsari, Shri Prakashchandra H Soni stated that he himself had purchased and he was present in Navsari on 06.06.2023. Further, he stated that he had travelled to Navsari on 06.06.2023 by his personal car.

7.5 On being asked about the movement of foreign currency through Aangadiya firm, Shri Prakashchandra H Soni stated that he had forwarded the 15,000/- Canadian dollars through Aangadiya for safety reasons. However, he did not tell Aangadiya about the contents of parcel as they had not asked the content of the parcel and charged the freight on the basis of value of the parcel.

8. STATEMENT OF SHRI MINESHKUMAR HASMUKHLAL BHOJAK, DIRECTOR, M/s. PRADIP FOREX PVT LTD, WARD NO. 9/321, BHRAMIN PANCH NI WADI, DUDHIYA TALAV, NAVSARI-396445, RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 11.07.2023

8.1 Shri Prakashchandra H. Soni in his statement dated 11.07.2023 had stated that he had purchased the said foreign currency, i.e. 15,000/- Canadian Dollars from M/s. Pradip Forex Pvt Ltd, Navsari. Shri Mineshkumar Hasmukhlal Bhojak, Director, M/s. Pradip Forex Pvt Ltd, Ward no. 9/321, BhraminPanchni wadi, Dudhiya Talav, Navsari-396445 and resident of 21, Puma Society, Opp H.P. Petrol Pump station road, Navsari, Gujarat-396445, voluntarily presented himself on 11.07.2023 before the Senior Intelligence Officer, DRI, Ahmedabad Zonal Unit to tender his voluntary statement. His statement was thus recorded on 11.07.2023 **(RUD-7)**.

8.2 During the statement, Shri MineshkumarHasmukhlalBhojak, on being asked the work profile of his company, stated that theirfirm deals in the work related to procurement and sale of foreign currency of different countries. He stated that they procure foreign currency from the persons who had travelled abroad, other registered dealers and Banks. He further stated that they sell the foreign currency in retails to the persons who are travelling abroad on the production of passport, ticket, Visa and to other registered dealers. Shri Mineshkumar Hasmukhlal Bhojak stated that on the services provided by them, they are exempted to pay GST as per the CGST rules and regulations. On being asked, he stated that their company M/s. Pradip Forex Pvt Ltd. mainly deals in foreign currency like US Dollar, Canadian Dollar, Singapore Dollar, etc.

8.3 On further being asked about the license of their company in Navsari, Shri Mineshkumar Hasmukhlal Bhojak stated that their company is a registered firm

and they have been issued license in the year 2004 by the Reserve Bank of India under Foreign Exchange Management Act, 1999. On being asked, he stated that their license No. FE.AH.AM.03/2004 which was issued by Reserve Bank of India is valid upto 01.03.2025.

8.4 On being asked about the rules and regulations regarding the transactions involved in the exchange of foreign currency, Shri Mineshkumar Hasmukhlal Bhojak stated that they are governed by the rules specified under Foreign Exchange Management Act, 1999. On being asked about the purchase of foreign currency, he stated that they procure foreign currency from the persons who had travelled abroad, other registered dealers and Banks. He further stated that they verify the documents like Visa, Passport, Travel history, PAN card etc. of the persons who had travelled abroad before procuring foreign currency from them. Further on the basis of their requirement and rates of the foreign currency, they procure foreign currency from registered dealers and Banks.

8.5 On being asked about the sale of foreign currency, Shri Mineshkumar Hasmukhlal Bhojak stated that they sell foreign currency to the persons who are going to travel abroad, other registered dealers and Banks. He further stated that they verify the documents like Visa, Passport, Ticket, PAN card etc. of the persons who are going to travel abroad before selling foreign currency to them. Further, they also sell foreign currency to other registered dealers and Banks. On being asked about the mode of payment on the sale of foreign currency, he stated that they receive the payment on the sale of foreign currency through online, Cheque, and sometimes in cash if the amount is below Rs. 50,000/-

8.6 On being asked specifically about the parcel detained under Panchnama dated 07.06.2023, Shri Mineshkumar Hasmukhlal Bhojak stated that he had sold the foreign currency of 15,000/- Canadian dollars to Shri Prakahchandra H Soni after verification of his travel along with family detail as per norms, as Shri Prakahchandra H Soni was about to travel abroad.

8.7 On being asked about the purchase of the said foreign currency of 15,000/- Canadian dollars, Shri Mineshkumar Hasmukhlal Bhojak stated that foreign currency of 15,000/- Canadian dollars were purchased from various customers and banks for the purpose of sale.

8.8 On being asked about the general practise for purchase of foreign currency, Shri Mineshkumar Hasmukhlal Bhojak stated that in general practices, they purchase the foreign currency from the banks or registered dealers only when there

is requirement but sometimes, they purchase smaller amount to maintain some stock of various types of foreign currency.

8.9 On being asked regarding the payment of the sale of Canadian Dollar, Shri Mineshkumar Hasmukhlal Bhojak stated that Shri Prakahchandra H Soni made the payment via Bank Check dated 06.06.2023. However, the sale invoice was issued on 07.06.2023 as Large Remittance Scheme (LRS) reporting to bank is done by 6:30 PM and this transaction was done late in the evening hence,they had to issue the sale invoice on 07.06.2023.

8.10 On being asked about handing over of the foreign currency without sale invoice, Shri Mineshkumar Hasmukhlal Bhojak stated that the sale invoice was issued on 07.06.2023 after the parcel was intercepted by the DRI and the cheque was also encashed on 08.06.2023.

8.11 On being asked to specify the rules regarding the movement of foreign currency through courier service from one place to other, Shri Mineshkumar Hasmukhlal Bhojak stated that as per the norms issued by RBI, the movement of foreign currency through courier service from one place to other is not permitted.

9. SEIZURE OF THE DETAINED CURRENCY AMOUNTING TO 15,000/- CANADIAN DOLLARS PERTAINING TO SHRI PRAKASHCHANDRA H. SONI

9.1 Shri Prakashchandra H Soni of Ahmedabad in his statement dated 11.07.2023 informed that they had purchased the said foreign currency from M/s Pradip Forex Pvt Ltd, Navsari and the same was intended to be taken outside the country. Further, he admitted that he is not having any licit documents for the purchase and transportation the above said Foreign Currency on the day of interception of the parcel by DRI. Shri Prakashchandra H Soni attempted to export the foreign currency and contravened the provisions of Customs Act, 1962 read with Baggage Rules, 2016 and Foreign Exchange Management (Export and Import of Foreign Currency) Regulations 2015 and therefore same should be treated as illegal export as stipulated under section 11H(a) of Customs Act, 1962. The details of Foreign currency is as follows:-

Sr. No	Currency Details	Total value of Foreign Currency (in FC)	Value in INR (Rs.) as per CBIC Notification No. 39/2023 dated 01.06.2023
1	Canadian Dollars	15,000/-	59.85x15,000 = Rs. 8,97,750 /-

9.2 Shri Prakashchandra H Soni in his statement dated 11.07.2023 stated that these foreign currency notes were meant to be taken outside the country. Thus, it

appears that the above foreign currency notes illicitly procured were to be smuggled out of India.

9.3 Therefore, total 15,000/- Canadian dollars, equivalent to Rs 8,97,750/- as mentioned in the para 9.1 above were placed under seizure vide Seizure Memo dated 05.10.2023 and bearing DIN-202310DDZ1000000D343 **(RUD-8)** under the provisions of Customs Act, 1962 on the reasonable belief that the same are liable for confiscation under Section 113 of the Customs Act, 1962.

ANALYSIS OF THE EVIDENCE ON RECORD

10. Shri Mineshkumar Hasmukhlal Bhojak, Director, M/s. Pradip Forex Pvt Ltd during his statement dated 11.07.2023 submitted the travel details of Shri Prakashchandra H. Soni and his family along with Cash Memos dated 07.06.2023 for the purchase of the said foreign currency along with the corresponding invoices dated 07.06.2023 issued by M/s. Pradip Forex Pvt Ltd. **(RUD-9)**. From the documents submitted by Shri Prakashchandra Soni and Shri Mineshkumar Hasmukhlal Bhojak of M/s. Pradip Forex Pvt Ltd, it appears that the said cash memos and invoices were generated only on 07.06.2023, i.e. after the said foreign currency was detained by DRI, Ahmedabad. Also, Shri Prakashchandra H. Soni has informed during his statement dated 11.07.2023 that the cheques issued in favour of M/s. Pradip Forex Pvt Ltd were encashed only on 08.06.2023. Therefore, it is inferred that the cheques and the invoices were deliberately generated on 07.06.2023 so that the said purchase of foreign currency by Shri Prakashchandra H. Soni from M/s. Pradip Forex Pvt Ltd looks legitimate.

INVESTIGATION W.R.T. 10,000/- SINGAPORE DOLLARS AND 8500/- CANADIAN DOLLARS PERTAINING TO M/s. RPFX FOREX PVT LTD

11. STATEMENT OF SHRI PARTHKUMAR BHARATBHAI PATEL, DIRECTOR, M/s. RPFX FOREX PVT LTD, FF-17, GOYAL TOWERS, NR. JHANAVI RESTAURANT, PANJARAPOLE, AHMEDABAD-380009, RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 11.07.2023

11.1 Summons dated 07.07.2023 under Section 108 of Customs Act, 1962 was issued to M/s. RPFX Forex Pvt Ltd and accordingly, Shri Parthkumar Bharatbhai Patel, Director, M/s. RPFX Forex Pvt Ltd, FF-17, Goyal Towers, Nr. Jhanavi Restaurant, Panjarapole, Ahmedabad-380009 and resident of C-802, Swastik Sopan 2, Near Randesan, Gandhinagar-382421, voluntarily presented himself on 11.07.2023 before the Senior Intelligence Officer, DRI, Ahmedabad Zonal Unit to tender his voluntary statement. His statement was thus recorded on 11.07.2023 **(RUD-10)**.

11.2 During the statement, Shri Parthkumar Bharatbhai Patel, on being asked the work profile of their company, stated that their firm deals in the work related to procurement and sale of foreign currency of different countries. They procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. He further stated that they sell the foreign currency in retail to the persons who are travelling abroad on the production of passport, ticket, Visa and to other registered dealers. Further, he stated that on the services provided by them, they pay GST@ 0.18% as per the CGST rules and regulations. On being asked, he stated that their company M/s. RPFX Forex Pvt Ltd. mainly deals in foreign currency like US Dollar, Canadian Dollar, Singapore Dollar, Thai Bhat, UAE AED, EURO, Vietnam Dong, Pound etc.

11.3 On being asked about his work profile in M/s. RPFX Forex Pvt Ltd, Shri Parthkumar Bharatbhai Patel stated that he looks after the work related to RBI, Accounts, Purchase, Sale etc and responsible for day to day work of the company.

11.4 On further being asked about the license of their company in Ahmedabad, Shri Parthkumar Bharatbhai Patel stated that their company is a registered firm and they have been issued license in the year 2017 by the Reserve Bank of India under Foreign Exchange Management Act, 1999. On being asked, he stated that their license No. FE.AH.AM.19/2017 which was issued by Reserve Bank of India is valid upto 01.01.2024.

11.5 On being asked about the rules and regulations regarding the transactions involved in the exchange of foreign currency, Shri Parthkumar Bharatbhai Patel stated that they are governed by the rules specified under Foreign Exchange Management Act, 1999. On being asked about the purchase of foreign currency, he stated that they procure foreign currency from the persons who had travelled abroad, other registered dealers and Banks. He further stated that they verify the documents like Visa, Passport, Travel history, PAN card etc of the persons who had travelled abroad before procuring foreign currency from them. Further on the basis of their requirement and rates of the foreign currency, they procure foreign currency from registered dealers and Bank.

11.6 On being asked about the sale of foreign currency, Shri Parthkumar Bharatbhai Patel stated that they sell foreign currency to the persons who are going to travel abroad, other registered dealers and Bank. He further stated that they verify the documents like Visa, Passport, Ticket, PAN card etc of the persons who are going to travel abroad before selling foreign currency to them. Further, they also sell foreign currency to other registered dealers and Bank. On being asked about the mode of payment on the sale of foreign currency, Shri Parthkumar

Bharatbhai Patel stated that they receive the payment on the sale of foreign currency through online, Cheque, and sometimes in cash if the amount is below Rs. 50,000/-

11.7 On being asked specifically about two different parcels, pertaining to M/s. RPFx Forex Pvt Ltd, detained under Panchnama dated 07.06.2023, Shri Parthkumar Bharatbhai Patel stated that that one parcel containing 10000 Singapore Dollars was forwarded by Shri Nayanbhai (Umang) of M/s. Kothari Forex Pvt Ltd., Mumbai and other parcel containing 8500 Canadian dollars was forwarded by Shri Yogesh Bhai M/s. Manglik Forex Pvt Ltd., Mumbai for them.

11.8 On being asked about the payment made by them for the purchase of 10,000 Singapore Dollars and 8,500/- Canadian dollars, Shri Parthkumar Bharatbhai Patel stated that they had made the payment on 08.06.2023 through NEFT which was credited in their account on 09.06.2023.

11.9 During the statement, Shri Parthkumar Bharatbhai Patel was also shown the invoice no. AHMD/313000020 dated 07.06.2023 issued by them for the purchase of 10000 Singapore dollars from M/s. Kothari Forex Pvt Ltd, Mumbai and invoices no. AHMD/313000019 dated 07.06.2023 issued by them for the purchase of 3200 Canadian dollars & invoice no. AHMD/313000018 dated 07.06.2023 for the purchase of 5300 Canadian dollars from M/s. Manglik Forex Pvt Ltd, Mumbai in which the date of payment is mentioned as 08.06.2023 (**RUD-11**). He perused the invoices and accepted that he had edited the said invoices to insert the date of payment in them.

11.10 On being asked about the bulk purchase of foreign currency by them in this manner, he stated that this is the first time they had procured the foreign currency from Mumbai and asked their Mumbai counterparts to handover the said currency to M/s. Vijaykumar Vikrambhai and Company to deliver to them in Ahmedabad.

11.11 On being asked about the general practice for purchase of foreign currency, Shri Parthkumar Bharatbhai Patel stated that in general practice, they purchase the foreign currency from the banks or registered dealers only when there is requirement.

11.12 On being asked regarding the documents related to courier of foreign currency through Angadiya firm, Shri Parthkumar Bharatbhai Patel stated that they had not issued any documents related to courier of foreign currency from Mumbai to Ahmedabad. Further, he also stated that they also had not informed Aangadiya firm M/s. Vijaykumar Vikrambhai and Company that the parcel

forwarded by them contained currency. They had only informed them about the value of the parcel and on the basis of that they had paid freight charges to M/s. Vijaykumar Vikrambhai and Company for the courier of foreign currency from Mumbai to Ahmedabad.

11.13 On being asked to specify the rules regarding the movement of foreign currency through courier service from one place to other, Shri Parthkumar Bharatbhai Patel stated that as per the norms issued by RBI, the movement of foreign currency through courier service from one place to other is not permitted.

11.14 Shri Partkumar Bharatbhai Patel, Director of M/s. RPFX Forex Pvt Ltd thus stated in his statement dated 11.07.2023 that parcel containing 10000 Singapore Dollars was forwarded by M/s. Kothari Forex Pvt Ltd., Mumbai and other parcel containing 8500 Canadian dollars was forwarded by M/s. Manglik Forex Pvt Ltd., Mumbai for them. The statements of the authorised representatives of M/s. Kothari Forex Pvt. Ltd. and M/s. Manglik Forex Pvt Ltd. were thus conducted on 12.07.2023, which are briefed as follows:

12. STATEMENT OF SHRI NAYANKUMAR KHUBILAL KOTHARI, DIRECTOR, M/s. KOTHARI FOREX PVT LTD, 51, GROUND FLOOR, 59, KAKAL BIDG, GOA STREET, DR. SUNDERLAL BAHL PATH, NEAR GPO, FORT, MUMBAI-400001, RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 12.07.2023-

12.1 Shri Nayankumar Khubilal Kothari, Director, M/s. Kothari Forex Pvt Ltd, 51, Ground Floor, 59, Kakal Bldg, Goa Street, Dr. Sunderlal Bahl Path, Near GPO, Fort, Mumbai-400001 and resident of Room No-14, 1STFloor, Patel Mansion, 24/26 Manohar Das Street/Mint Road, Opp. GPO, Fort, Mumbai- 400001, voluntarily presented himself on 12.07.2023 before the Senior Intelligence Officer, DRI, Ahmedabad Zonal Unit to tender his voluntary statement. His statement was thus recorded on 12.07.2023 **(RUD-12)**.

12.2 During the statement, on being asked the work profile of their company, Shri Nayankumar Khubilal Kothari stated that their firm deals in the work related to procurement and sale of foreign currency of different countries. They procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. He further stated that they sell the foreign currency in retail to the persons who are travelling abroad on the production of passport, ticket, Visa and to other registered dealers. Further, he stated that on the services provided by them, they pay GST@ 0.18% as per the CGST rules and regulations. On being asked, he stated that their company M/s. Kothari Forex Pvt Ltd. mainly deals in foreign currency like US Dollar, Canadian Dollar, Singapore Dollar, Thai Bhat, UAE AED, EURO, Vietnam Dong, Pound etc.

12.3 On being asked about his work profile in M/s. Kothari Forex Pvt Ltd, Shri Nayankumar Khubilal Kothari stated that he looks after the work related to RBI, Accounts, Purchase, Sale etc and responsible for day to day work of the company.

12.4 On further being asked about the license of their company in Mumbai, Shri Nayankumar Khubilal Kothari stated that their company is a registered firm and they have been issued license in the year 2017 by the Reserve Bank of India under Foreign Exchange Management Act, 1999. On being asked, he stated that their license No. FE.MUM.1968/2017 which was issued by Reserve Bank of India is valid upto 30.09.2024.

12.5 On being asked about the rules and regulations regarding the transactions involved in the exchange of foreign currency, Shri Nayankumar Khubilal Kothari stated that they are governed by the rules specified under Foreign Exchange Management Act, 1999. On being asked about the purchase of foreign currency, he stated that they procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. He further stated that they verify the documents like Visa, Passport, Travel history, PAN card etc of the persons who had travelled abroad before procuring foreign currency from them. Further on the basis of our requirement and rates of the foreign currency, they procure foreign currency from registered dealers and Bank.

12.6 On being asked about the sale of foreign currency, Shri Nayankumar Khubilal Kothari stated that we sell foreign currency to the persons who are going to travel abroad, other registered dealers and Bank. I further state that we verify the documents like Visa, Passport, Ticket, PAN card etc of the persons who are going to travel abroad before selling foreign currency to them. Further we also sell foreign currency to other registered dealers and Bank. On being asked about the mode of payment on the sale of foreign currency I state that we receive the payment on the sale of foreign currency through online, Cheque, and sometimes in cash if the amount is below Rs. 50,000/-.

12.7 On being asked specifically about the parcel containing 10000 Singapore dollars, detained under Panchnama dated 07.06.2023 and pertaining to M/s. RPFx Forex Pvt Ltd, Ahmedabad, Shri Nayankumar Khubilal Kothari stated that the said 10,000/- Singapore dollars were purchased by them from M/s. Milan Forex India Ltd, Mumbai on the request of Shri Parthkumar Patel/Raj Kumar Modi of M/s. RPFx Forex Pvt Ltd in Ahmedabad. Further, they had made the payment through online banking system into their account on 07.06.2023 as they had credit account with them.

12.8 During the statement, Shri Nayankumar Khubilal Kothari was also shown the invoice no. BS/23/9 dated 06.06.2023 issued by them for the sale of 10000 Singapore dollars to M/s. RPFX Forex Pvt Ltd, Ahmedabad in which the date of payment is mentioned as 07.06.2023 **(RUD-13)**. He perused the invoice and accepted that they had received the payment on 09.06.2023 and not on 07.06.2023 and that they had wrongly mentioned the date of payment receipt in the invoice.

12.9 On being asked about the handing over of foreign currency by them to Aangadiya firm in this manner, Shri Nayankumar Khubilal Kothari stated that this is the first time they had handed over the foreign currency to M/s. Vijaykumar Vikrambhai and Company to deliver to M/s. RPFX Forex Pvt. Ltd. in Ahmedabad on their request. He admitted that it was their mistake and the said movement is not valid as per regulations issued by RBI.

12.10 On being asked regarding the documents related to courier of foreign currency through Angadiya firm, Shri Nayankumar Khubilal Kothari stated that they have not issued any documents related to courier of foreign currency from Mumbai to Ahmedabad. Further, he also stated that they also had not informed angadiya firm M/s. Vijaykumar Vikrambhai and Company that the parcel forwarded by them contained currency. They had only informed them about the value of the parcel and on the basis of that they had paid freight charges to M/s. Vijaykumar Vikrambhai and Company for the courier of foreign currency from Mumbai to Ahmedabad.

12.11 On being asked to specify the rules regarding the movement of foreign currency through courier service from one place to other, Shri Nayankumar Khubilal Kothari stated that as per the norms issued by RBI the movement of foreign currency through courier service from one place to other is not permitted and in this regard, they had made the mistake.

13. STATEMENT OF SHRI MOOLCHAND VANECHAND PAREKH, DIRECTOR, M/s. MANGLIK FOREX PVT LTD, 10/11, NAND PREM BUILDING, SHOPPING CENTRE, M G ROAD, CORNER, VILLEPARLE EAST, MUMBAI-400057, RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 12.07.2023

13.1 Shri Moolchand Vanechand Parekh, Director, M/s. Manglik Forex Pvt Ltd, 10/11, Nand Prem Building, Shopping Centre, M G Road, Corner, Ville Parle East, Mumbai-400057 and resident of Flat No-701, 7th Floor, Pratham Building, Prathana Samaj Road, Ville Parle East, Mumbai- 400057, voluntarily presented himself on 12.07.2023 before the Senior Intelligence Officer, DRI, Ahmedabad

Zonal Unit to tender his voluntary statement. His statement was thus recorded on 12.07.2023 (**RUD-14**).

13.2 During the statement, Shri Moolchand Vanechand Parekh, on being asked about the work profile of their company, stated that their firm deals in the work related to procurement and sales of foreign currency of different countries. They procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. He further stated that they sell the foreign currency in retail to the persons who are travelling abroad on the production of passport, ticket, Visa and to other registered dealers. Further, he stated that on the services provided by them, they pay GST@ 0.18% as per the CGST rules and regulations. On being asked, he stated that their company M/s. Manglik Forex Pvt Ltd. mainly deals in foreign currency like US Dollar, Canadian Dollar, Singapore Dollar, Thai Bhat, UAE AED, EURO, Vietnam Dong, Pound etc.

13.3 On being asked about his work profile in M/s. Manglik Forex Pvt Ltd, Shri Moolchand Vanechand Parekh stated that he looks after the work related to RBI, Accounts, Purchase, Sale etc and responsible for day to day work of the company.

13.4 On further being asked about the license of their company in Mumbai, Shri Moolchand Vanechand Parekh stated that their company is a registered firm and they have been issued license in the year 2008 by the Reserve Bank of India under Foreign Exchange Management Act, 1999. On being asked, he stated that their license No. FE.MUM.1764/2008 which was issued by Reserve Bank of India is valid upto 30.09.2023.

13.5 On being asked about the rules and regulations regarding the transactions involved in the exchange of foreign currency, Shri Moolchand Vanechand Parekh stated that they are governed by the rules specified under Foreign Exchange Management Act, 1999. On being asked about the purchase of foreign currency, he stated that they procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. He further stated that they verify the documents like Visa, Passport, Travel history, PAN card etc of the persons who had travelled abroad before procuring foreign currency from them. Further on the basis of their requirement and rates of the foreign currency, they procure foreign currency from registered dealers and Bank.

13.6 On being asked about the sale of foreign currency, Shri Moolchand Vanechand Parekh stated that they sell foreign currency to the persons who are going to travel abroad, other registered dealers and Bank. He further stated that they verify the documents like Visa, Passport, Ticket, PAN card etc of the persons

who are going to travel abroad before selling foreign currency to them. Further, they also sell foreign currency to other registered dealers and Bank. On being asked about the mode of payment on the sale of foreign currency, he stated that they receive the payment on the sale of foreign currency through online, Cheque, and sometimes in cash if the amount is below Rs. 50,000/-

13.7 On being asked specifically about the parcel containing 8500 Canadian dollars, detained under Panchnama dated 07.06.2023 and pertaining to M/s. RPFEX Forex Pvt Ltd, Ahmedabad, Shri Moolchand Vanechand Parekh stated that said Canadian dollars were in their stock and the same were purchased by them from registered AD-II dealers. Further, they have made the payment through online banking system into their account.

13.8 During the statement, Shri Moolchand Vanechand Parekh was also shown the invoice no. BS/23/87 dated 05.06.2023 for the for the sale of 5300 Canadian dollars to M/s. RPFEX Forex Pvt Ltd, Ahmedabad and invoice no. BS/23/88 dated 05.06.2023 for the sale of 3200 Canadian dollars to M/s. RPFEX Forex Pvt Ltd, Ahmedabad in which the date of payment is mentioned as 05.06.2023 **(RUD-15)**. He perused the invoices and accepted that they had received the payment on 09.06.2023 and not on 05.06.2023 and that they had wrongly mentioned the date of payment receipt in the invoice.

13.9 On being asked about the handing over of foreign currency by them to Aangadiya firm in this manner, Shri Moolchand Vanechand Parekh stated that this is the first time, they had handed over the foreign currency to M/s. Vijaykumar Vikrambhai and Company to deliver M/s. RPFEX Forex Pvt Ltd in Ahmedabad on their request. He admitted that it was their mistake and the said movement is not valid as per regulations issued by RBI.

13.10 On being asked regarding the documents related to courier of foreign currency through Angadiya firm, Shri Moolchand Vanechand Parekh stated that they have not issued any documents related to courier of foreign currency from Mumbai to Ahmedabad. He also stated that they also had not informed Aangadiya firm M/s. Vijaykumar Vikrambhai and Company that the parcel forwarded by them contained currency. They had only informed them about the value of the parcel and on the basis of that they had paid freight charges to M/s. Vijaykumar Vikrambhai and Company for the courier of foreign currency from Mumbai to Ahmedabad.

13.11 On being asked to specify the rules regarding the movement of foreign currency through courier service from one place to other, Shri Moolchand

Vanechand Parekh stated that as per the norms issued by RBI, the movement of foreign currency through courier service from one place to other is not permitted.

14. SEIZURE OF THE DETAINED CURRENCY AMOUNTING TO 10,000/- SINGAPORE DOLLARS AND 8500/- CANADIAN DOLLARS PERTAINING TO M/s. RPFx FOREX PVT LTD

14.1 Shri ParthKumar Bharatbhai Patel of M/s RPFx Forex Pvt Ltd, Ahmedabad in his statement dated 11.07.2023 informed that they had purchased the said foreign currency from Mumbai and the same was intended to export outside the country. Further, he admitted that they are not having any licit documents for the purchase and transportation the above said Foreign Currency. Shri ParthKumar Bharatbhai Patel attempted to export the foreign currency and contravened the provisions of Customs Act, 1962 read with Baggage Rules, 2016 and Foreign Exchange Management (Export and Import of Foreign Currency) Regulations 2015 and therefore same should be treated as illegal export as stipulated under section 11H(a) of Customs Act, 1962. The details of Foreign currency is as follows:-

Sr. No	Currency Details	Total value of Foreign Currency (in FC)	Value in INR (Rs.) as per CBIC Notification No. 39/2023 dated 01.06.2023
1	Singapore Dollars	10,000/-	60.10x10000 = Rs. 6,01,000/-
2	Canadian Dollars	8,500/-	59.85x8,500 = Rs. 5,08,725/-

14.2 Shri ParthKumar Bharatbhai Patel in his statement dated 11.07.2023 stated that these foreign currency notes were meant for supply to foreign going persons without any valid documents. Thus, it appears that the above foreign currency notes illicitly procured were to be smuggled out of India.

14.3 Therefore, a total of 10,000/- Singapore Dollars, equivalent to Rs 6,01,000/- and 8500/- Canadian Dollars, equivalent to Rs. 5,08,725/-, as mentioned in the para 14.1 above were placed under seizure vide Seizure Memo dated 05.10.2023 and bearing DIN-202310DDZ10000666C9C (**RUD-16**) under the provisions of Customs Act, 1962 on the reasonable belief that the same are liable for confiscation under Section 113 of the Customs Act, 1962.

ANALYSIS OF THE EVIDENCE ON RECORD

15. Certain documents were submitted by Shri Mukeshkumar Manilal Patel of M/s. Vijaykumar Vikrambhai & Company during his statement dated 16.06.2023, which were analysed by this office.

15.1 The self-invoices issued by M/s. RPFEX Forex Pvt Ltd, i.e. invoices no. AHMD/313000020 dated 07.06.2023 for the purchase of 10000 Singapore dollars from M/s. Kothari Forex Pvt Ltd, Mumbai and invoices nos. AHMD/313000019 dated 07.06.2023 for the purchase of 3200 Canadian dollars & AHMD/313000018 dated 07.06.2023 for the purchase of 5300 Canadian dollars from M/s. Manglik Forex Pvt Ltd, Mumbai **(RUD-11)** were created only on 07.06.2023, i.e. after the said currency were detained by DRI under Panchnama dated 07.06.2023 and it is apparent that the said invoices were not available on the date of delivery of the said currency from Mumbai. Further, 08th June'2023 is printed as the date of payment on the said invoices issued on date 07.06.2023 which itself is suspect. Thus, it appears that the said invoices are doctored and created just for the sake of submission to DRI for the ongoing enquiry. Also, Shri Parthkumar Bharatbhai Patel, Director, M/s. RPFEX Forex Pvt Ltd in his statement dated 11.07.2023 had accepted that he had edited the said invoices to insert the date of payment in them.

15.2 The invoices issued by M/s. Manglik Forex Pvt Ltd, i.e. invoice no. BS/23/87 dated 05.06.2023 for the sale of 5300 Canadian dollars to M/s. RPFEX Forex Pvt Ltd, Ahmedabad and invoice no. BS/23/88 dated 05.06.2023 for the sale of 3200 Canadian dollars to M/s. RPFEX Forex Pvt Ltd, Ahmedabad have the date of payment mentioned as 05.06.2023 **(RUD-15)**. However, other documents submitted by M/s. Vijaykumar Vikrambhai & Company, i.e. Axis Bank payment screenshots mention the date of payments as 08.06.2023 for both the transaction of Rs. 3,30,720/- (for sale of 5300 Canadian Dollars) and Rs. 2,00,000/- (for sale of 3200 Canadian Dollars) **(RUD-17)**, which imply that the back dated invoices were created just for the sake of submitting them to DRI for the ongoing enquiry. Also, Shri Moolchand Vanechand Parekh, Director of M/s. Manglik Forex Pvt Ltd accepted that they had received the payment on 09.06.2023 and not on 05.06.2023 and that they had wrongly mentioned the date of payment receipt in the invoice.

15.3 Similarly, the invoice no. BS/23/9 dated 06.06.2023 issued by M/s. Kothari Forex Pvt. Ltd. for the sale of 10,000/- Singapore dollars to M/s. RPFEX Forex Pvt Ltd, Ahmedabad **(RUD-13)** mentions the date of payment as 07.06.2023, which imply that the date of payment was deliberately inserted afterwards. Also, the corresponding Axis Bank payment screenshot mentions the corresponding date of payment as 08.06.2023 for the transaction of Rs. 6,30,000/- **(RUD-18)**. Further, Shri Nayankumar Khubilal Kothari, Director of M/s. Kothari Forex Pvt Ltd

accepted that they had received the payment on 09.06.2023 and not on 07.06.2023 and that they had wrongly mentioned the date of payment receipt in the invoice.

15.4 Therefore, it appears that said foreign currency of 10,000/- Singapore Dollars and 8500/- Canadian Dollars were illicitly being transported from Mumbai to Ahmedabad without any licit documents with an attempt to export out the country and the documents submitted were created only after the said currency was detained by DRI under Panchnama dated 07.06.2023.

INVESTIGATION W.R.T. 10,000/- SINGAPORE DOLLARS AND 1,24,000/- THAI BAHT PERTAINING TO M/s. ADMAN FOREX AND SERVICES PVT LTD, AHMEDABAD

16. STATEMENT OF SHRI VIRAL SHAH, DIRECTOR, M/s. ADMAN FOREX AND SERVICES PVT LTD, 16, SURMOUNT, OPP ISKON MEGA MALL, SG ROAD, AHMEDABAD-380015, RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 11.07.2023

16.1 Summons dated 07.07.2023 under Section 108 of Customs Act, 1962 was issued to M/s. Adman Forex and Services Pvt Ltd and accordingly, Shri Viral Shah, Director, M/s. Adman Forex and Services Pvt Ltd, 16, Surmount, Opp Iskon Mega Mall, SG Road, Ahmedabad-380015 and resident of A/402, Aaryan Opulance, Opp. Jayantilal Park, BRTS Bus Stand, Ambli Bopal Road, Ambli, Ahmedabad-380058, voluntarily presented himself on 11.07.2023 before the Senior Intelligence Officer, DRI, Ahmedabad Zonal Unit to tender his voluntary statement. His statement was thus recorded on 11.07.2023 **(RUD-19)**.

16.2 During the statement, Shri Viral Shah, on being asked the work profile of his company, stated that their firm deals in the work related to procurement and sale of foreign currency of different countries. They procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. Shri Viral Shah further stated that they sell the foreign currency in retail to the persons who are travelling abroad on the production of passport, ticket, Visa and to other registered dealers. Shri Viral Shah stated that on the services provided by them, they pay GST@ 0.18% as per the CGST rules and regulations. On being asked, he stated that their company M/s. Adman Forex and Services Pvt Ltd. mainly deals in foreign currency like US Dollar, Canadian Dollar, Singapore Dollar, Thai Bhat, etc.

16.3 On further being asked about the license of their company in Ahmedabad, Shri Viral Shah stated that their company is a registered firm and they had been issued license in the year 2006 by the Reserve Bank of India under Foreign Exchange Management Act, 1999. On being asked, Shri Viral Shah stated that

their License No. FE.AH.AM.14/2006 (**RUD-20**) which was issued by Reserve Bank of India was valid upto 01.11.2022 and they had applied for renewal of the license vide application dated 26.08.2022 before Reserve Bank of India, which is still pending before Reserve Bank of India.

16.4 On being asked about the rules and regulations regarding the transactions involved in the exchange of foreign currency, Shri Viral Shah stated that they are governed by the rules specified under Foreign Exchange Management Act, 1999. On being asked about the purchase of foreign currency, Shri Viral Shah stated that they procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. He further stated that they verify the documents like Visa, Passport, Travel history, PAN card etc. of the persons who had travelled abroad before procuring foreign currency from them. Further on the basis of their requirement and rates of the foreign currency, they procure foreign currency from registered dealers and Bank.

16.5 On being asked about the sale of foreign currency, he stated that they sell foreign currency to the persons who are going to travel abroad, other registered dealers and Bank. Shri Viral Shah further stated that they verify the documents like Visa, Passport, Ticket, PAN card etc. of the persons who are going to travel abroad before selling foreign currency to them. Further, they also sell foreign currency to other registered dealers and Bank. On being asked about the mode of payment on the sale of foreign currency, he stated that they receive the payment on the sale of foreign currency through online, Cheque, and sometimes in cash if the amount is below Rs. 50,000/-

16.6 On being asked specifically about the parcel detained under Panchnama dated 07.06.2023 pertaining to M/s. Adman Forex and Services Pvt Ltd, Shri Viral Shah stated that he had sent the foreign currency of 10,000/- Singapore dollars and 1,24,000/- Thai Bhat with one of his employee to Mumbai to hand over the same to a person who could be travelling abroad but this could not happen due to pricing issues, so Shri Viral Shah had asked his employee to send the parcel back through Aangadiya firm namely M/s. Vijaykumar Vikrambhai and Company as he was having some work in Mumbai.

16.7 On being asked about the purchase of the said foreign currency, i.e. 10,000/- Singapore dollars and 1,24,000/- Thai Bhat, Shri Viral Shah stated that he had purchased 2,00,000 Thai Bhat on 11.05.2023 from M/s. World One India Forex Pvt Ltd, Ahmedabad and the Singapore Dollar from M/s. Capital India, Ahmedabad for the purpose of sale.

16.8 On being asked about the general practise for purchase of foreign currency, Shri Viral Shah stated that in general practices, they purchase the foreign currency from the banks or registered dealers only when there is requirement but sometimes they purchase smaller amount to maintain some stock of various types of foreign currency.

16.9 On being asked regarding the documents related to courier of foreign currency through Angadiya firm, Shri Viral Shah stated that they have not issued any documents related to courier of foreign currency from Mumbai to Ahmedabad. Further, he also stated that they also had not informed Aangadiya firm M/s. Vijaykumar Vikrambhai and Company that the parcel forwarded by them contained currency. They had only informed them about the value of the parcel and on the basis of that, they had paid freight charges to M/s. Vijaykumar Vikrambhai and Company for the courier of foreign currency from Mumbai to Ahmedabad.

16.10 On being asked to specify the rules regarding the movement of foreign currency through courier service from one place to other, Shri Viral Shah stated that as per the norms issued by RBI, the movement of foreign currency through courier service from one place to other is not permitted.

17. SEIZURE OF THE DETAINED CURRENCY AMOUNTING TO 10,000/- SINGAPORE DOLLARS AND 1,24,000/- THAI BHAT PERTAINING TO M/s. ADMAN FOREX AND SERVICES PVT LTD

17.1 Shri Viral Shah of M/s. Adman Forex and Services Pvt Ltd Ahmedabad in his statement dated 11.07.2023 informed that they had purchased the said foreign currency from Ahmedabad and the same was intended to handover a person in Mumbai who is visiting outside the country. Further, he admitted that they are not having any licit documents for the transportation of the above said Foreign Currency. Shri Viral Shah attempted to export the foreign currency and contravened the provisions of Customs Act, 1962 read with Baggage Rules, 2016 and Foreign Exchange Management (Export and Import of Foreign Currency) Regulations 2015 and therefore same should be treated as illegal export as stipulated under section 11H(a) of Customs Act, 1962. The details of Foreign currency is as below :-

Sr. No	Currency Details	Total value of Foreign Currency (in FC)	Value in INR (Rs.) as per CBIC Notification No. 39/2023 dated 01.06.2023
1	Singapore Dollars	10,000/-	60.10x10000 = Rs. 6,01,000/-
2	Thai Bhat	1,24,000/-	2.36x1,24,000 = Rs. 2,92,640/-*

* at prevailing rates in India.

17.2 Shri Viral Shah in his statement dated 11.07.2023 stated that these foreign currency notes were meant for supply to foreign going persons without any valid documents. Thus, it appears that the above foreign currency notes illicitly transported were attempted to be smuggled out of India.

17.3 Therefore, total 10,000/- Singapore dollars, equivalent to Rs 6,01,000 /- and 1,24,000/- Thai Bhat, equivalent to Rs. 2,92,640/-, as mentioned in the para 17.1 above were placed under seizure vide Seizure Memo dated 05.10.2023 and bearing DIN-202310DDZ1000022452C (**RUD-21**) under the provisions of Customs Act, 1962 on the reasonable belief that the same are liable for confiscation under Section 113 of the Customs Act, 1962.

18. ANALYSIS OF THE EVIDENCE ON RECORD

18.1 The License No. FE.AH.AM.14/2006 (**RUD-20**) issued by Reserve Bank of India authorizing M/s. Adman Forex and Services Pvt Ltd to undertake money changing business, was valid upto 01.11.2022. Though they had applied for renewal of the license vide application dated 26.08.2022 before Reserve Bank of India, however the same was still pending for approval when their foreign currency was detained by DRI under Panchnama dated 07.06.2023. Thus, it appears that M/s. Adman Forex and Services Pvt Ltd have engaged themselves in dealing of foreign currencies without valid license.

18.2 Further, Shri Viral Shah of M/s. Adman Forex and Services Pvt Ltd in his statement dated 11.07.2023 accepted that they had sent the said foreign currency with one of his employees to Mumbai to be sold to a customer. However, as the said deal could not happen, the said foreign currency was handed over to Aangadiya to be delivered back at their office in Mumbai. However, no supporting invoice was submitted by M/s. Adman Forex and Services Pvt Ltd, which implies that they indulged in the transportation of the foreign currency without licit documents.

INVESTIGATION W.R.T. 5000/- SAUDI RIYALS PERTAINING TO M/s. MONTY FOREX PVT LTD, MUMBAI

19. STATEMENT OF SHRI TANUJ SUKANRAJ PARMAR, DIRECTOR, M/s. MONTY FOREX PVT LTD, PLOT NO. 616, 14TH ROAD, NEAR DOMINO'S PIZZA, KHAR(W), MUMBAI-400052, RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 12.07.2023

19.1 Summons dated 07.07.2023 was issued to M/s. Monty Forex Pvt Ltd and accordingly, Shri Tanuj Sukanraj Parmar, Director, M/s. Monty Forex Pvt Ltd, Plot No. 616, 14th Road, Near Domino's Pizza, Khar (W), Mumbai-400052 and resident of 5th Floor, Room No. 51, Gold Field Building, A-Wing, Dharavi, Mumbai - 400017, voluntarily presented himself on 12.07.2023 before the Senior Intelligence Officer,

DRI, Ahmedabad Zonal Unit to tender his voluntary statement. His statement was thus recorded on 12.07.2023 (**RUD-22**).

19.2 During the statement, Shri Tanuj Sukanraj Parmar, on being asked about the work profile of their company, stated that their firm deals in the work related to procurement and sales of foreign currency of different countries. They procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. He further stated that they sell the foreign currency in retail to the persons who are travelling abroad on the production of passport, ticket, Visa and to other registered dealers. Further, he stated that on the services provided by them, they pay GST@ 0.18% as per the CGST rules and regulations. On being asked, he stated that their company M/s. Monty Forex Pvt Ltd. mainly deals in foreign currency like US Dollar, Canadian Dollar, Singapore Dollar, Thai Bhat, UAE AED, EURO, Vietnam Dong, Pound etc.

19.3 On being asked about his work profile in M/s. Monty Forex Pvt Ltd, Shri Tanuj Sukanraj Parmar stated that he looks after the work related to RBI, Accounts, Purchase, Sale etc and responsible for day to day work of the company.

19.4 On further being asked about the license of their company, Shri Tanuj Sukanraj Parmar stated that their company is a registered firm and they have been issued license in the year 2008 by the Reserve Bank of India under Foreign Exchange Management Act, 1999. On being asked, he stated that their license No. FE.MUM.1958/2017 which was issued by Reserve Bank of India is valid upto 31.10.2025.

19.5 On being asked about the rules and regulations regarding the transactions involved in the exchange of foreign currency, Shri Tanuj Sukanraj Parmar stated that they are governed by the rules specified under Foreign Exchange Management Act, 1999. On being asked about the purchase of foreign currency, he stated that they procure foreign currency from the persons who had travelled abroad, other registered dealers and Bank. He further stated that they verify the documents like Visa, Passport, Travel history, PAN card etc of the persons who had travelled abroad before procuring foreign currency from them. Further on the basis of their requirement and rates of the foreign currency, they procure foreign currency from registered dealers and Bank.

19.6 On being asked about the sale of foreign currency, Shri Tanuj Sukanraj Parmar stated that they sell foreign currency to the persons who are going to travel abroad, other registered dealers and Bank. He further stated that they verify the documents like Visa, Passport, Ticket, PAN card etc of the persons who are going

to travel abroad before selling foreign currency to them. Further, they also sell foreign currency to other registered dealers and Bank. On being asked about the mode of payment on the sale of foreign currency, he stated that they receive the payment on the sale of foreign currency through online, Cheque, and sometimes in cash if the amount is below Rs. 50,000/-

19.7 On being asked specifically about the parcel containing 5000 Saudi Riyals, detained under Panchnama dated 07.06.2023 and pertaining to M/s. Monty Forex Pvt Ltd, Mumbai, Shri Tanuj Sukanraj Parmar stated that the said Saudi Riyals was handed over him to M/s. Vijaykumar Vikrambai & Company to deliver the same to Shri Jay Shah in Mehsana who in turn would have delivered the parcel to Shri Hamidbhai Usmanbhai Dhukka, as he was going abroad. On being asked, he stated that Shri Jay Shah is his friend and currently living in Mehsana, Gujarat. He stated that he had sold the foreign currency of 5000 Saudi Riyals to Shri Hamidbhai Usmanbhai Dhukka as he was about to travel abroad after verification of his details including Passport, PAN card and Visa as per norms.

19.8 On being asked about the ticket for foreign travel, Shri Tanuj Sukanraj Parmar stated that ticket was not submitted by Shri Hamidbhai Usmanbhai Dhukka at the time of purchase of Saudi Riyals, as he approached him through his friend Shri Jay Shah.

19.9 On being asked to specify the rules regarding the sale of foreign currency without the verification of ticket, Shri Tanuj Sukanraj Parmar stated that as per the norms issued by RBI, the sale of foreign currency without a valid ticket is not permitted and sale of the foreign currency without a valid ticket is not a valid transaction.

19.10 On being asked about the purchase of the said foreign currency of 5000 Saudi Riyals, Shri Tanuj Sukanraj Parmar stated that it was purchased from various customers for the purpose of sale. On being asked about the general practise for the purchase of foreign currency, he stated that they purchase the foreign currency from the banks or registered dealers only when there is requirement but sometimes they purchase smaller amount to maintain some stock of foreign currency.

19.11 On being asked regarding the payment of the sale of Saudi Riyals, Shri Tanuj Sukanraj Parmar stated that Shri Hamidbhai Usmanbhai Dhukka had not made the payment and is still pending with them.

19.12 On being asked to specify the rules regarding the movement of foreign currency through courier service from one place to other, Shri Tanuj Sukanraj Parmar stated that as per the norms issued by RBI, the movement of foreign currency through courier service from one place to other is not permitted and he admitted that he had made a mistake by selling the foreign currency to Shri Hamidbhai Usmanbhai Dhukka and handing over the parcel to M/s. Vijaykumar Vikrambhai & Company.

20. SEIZURE OF THE DETAINED CURRENCY AMOUNTING TO 5000/- SAUDI RIYALSPERTAINING TO M/s. MONTY FOREX PVT LTD.

20.1 Shri Tanuj Sukanraj Parmar of M/s. Monty Forex Pvt Ltd in his statement dated 12.07.2023 informed that they had purchased the said foreign currency from various customers and the same was intended to be handed over to a person in Mehsana who is visiting outside the country. Further, he admitted that they are not having any licit documents for the transportation of the above said Foreign Currency. Shri Tanuj Sukanraj Parmar attempted to export the foreign currency and contravened the provisions of Customs Act, 1962 read with Baggage Rules, 2016 and Foreign Exchange Management (Export and Import of Foreign Currency) Regulations 2015 and therefore same should be treated as illegal export as stipulated under section 11H(a) of Customs Act, 1962. The details of Foreign currency is as below :-

Sr. No	Currency Details	Total value of Foreign Currency (in FC)	Value in INR (Rs.) as per CBIC Notification No. 39/2023 dated 01.06.2023
1	Saudi Riyals	5,000/-	21.35x5000 = Rs. 1,06,750/-

20.2 Shri Tanuj Sukanraj Parmar in his statement dated 12.07.2023 stated that these foreign currency notes were meant for supply to foreign going person without any valid documents. Thus, it appears that the above foreign currency notes illicitly transported and were to be smuggled out of India.

20.3 Therefore, total 5000/- Saudi Riyals, equivalent to Rs 1,06,750/-, as mentioned in the para 20.1 above were placed under seizure vide Seizure Memo dated 05.10.2023 and bearing DIN-202310DDZ10000062712 (**RUD-23**) under the provisions of Customs Act, 1962 on the reasonable belief that the same are liable for confiscation under Section 113 of the Customs Act, 1962.

21. STATEMENT OF SHRI HAMIDBHAI USMANBHAI DHUKKA, RESIDENT OF MUMANVAS, KHALI, TAL. SIDHPUR, DISTRICT PATAN - 384151, RECORDED UNDER SECTION 108 OF THE CUSTOMS ACT, 1962 ON 30.04.2024

21.1 Summons dated 04.04.2024 was issued to Shri Hamidbhai Usmanbhai Dhukka and accordingly, Shri Hamidbhai Usmanbhai Dhukka, resident of Mumanvas, Khali, Tal. Sidhpur, District Patan - 384151, voluntarily presented

himself on 30.04.2024 before the Senior Intelligence Officer, DRI, Ahmedabad Zonal Unit to tender his voluntary statement. His statement was thus recorded on 30.04.2024 (**RUD-24**).

21.2 During the statement, Shri Hamidbhai Usmanbhai Dhukka, on being asked, stated that he had planned to visit Mecca on Haj Yatra last year in June 2023, therefore he needed some foreign currency for his expenses in Saudi Arabia. He stated that therefore, one of his acquaintances, Shri Riyajbhai in his village had told him that he could arrange Saudi Riyals through his friend, one Shri Jay Bhai of Mehsana. Shri Hamidbhai Usmanbhai Dhukka stated that he had therefore, asked Shri Riyajbhai to arrange 5000 Riyals for him for which Shri Hamidbhai Usmanbhai Dhukka had told him that he would pay him equivalent amount of Indian currency after delivery of the Saudi Riyals. On being asked, he stated that the 5000 Saudi Riyals detained by DRI, Ahmedabad under Panchnama dated 07.06.2023 were supposed to be delivered to him by Shri Jay Bhai of Mehsana, as he told earlier and the same were meant to be exported out of the country along with him to Saudi Arabia.

21.3 On being asked, Shri Hamidbhai Usmanbhai Dhukka stated that he personally does not know Shri Jay Bhai of Mehsana and from where, he was supposed to source the Saudi Riyals. On being asked about M/s. Monty Forex Pvt. Ltd., he stated that he does not know any such firm. He stated that however, a tax invoice/cash memo dated 06.06.2023 was issued by M/s. Monty Forex Pvt. Ltd. in his name, which was handed over by Shri Jay Bhai of Mehsana to Shri Riyajbhai, who in turn had handed over that to him in around Aug'2023.

21.4 On being asked, Shri Hamidbhai Usmanbhai Dhukka stated that Shri Riyajbhai had informed him on 07.06.2023 that the foreign currency, i.e. Saudi Riyals needed by him could not be arranged by Shri Jay Bhai stating that the said foreign currency had been detained by DRI for some inquiry. Shri Hamidbhai Usmanbhai Dhukka stated that however, he did not inquire much about the same as it did not concern him.

21.5 On being asked about the documents, viz. passport, visa, air ticket etc. provided by Shri Hamidbhai Usmanbhai Dhukka to Shri Riyajbhai or Shri Jay Bhai for the purchase of Saudi Riyals, Shri Hamidbhai Usmanbhai Dhukka stated that he had not provided any documents and also Shri Riyajbhai or Shri Jay Bhai had not asked him for any documents for the purchase of Saudi Riyals. Shri Hamidbhai Usmanbhai Dhukka stated that however, later on after the said foreign currency were detained by DRI, Shri Jay Bhai had asked Shri Riyajbhai for the

copy of his passport, visa and air tickets for some DRI inquiry for which he had provided him the copies of the said documents.

21.6 On being asked, Shri Hamidbhai Usmanbhai Dhukka stated that he had booked his and his wife's ticket on 13.06.2023 for their travel from Ahmedabad to Riyadh for Mecca visit on 16.06.2023. On being asked about the legal rules regarding the sale and purchase of foreign currency, he stated that he is not aware of any such rules. On being asked about the statutory documents required for the purchase of foreign currency, he stated that he is also not aware of the same.

21.7 On being asked about the payment for the sale of Saudi Riyals, Shri Hamidbhai Usmanbhai Dhukka stated that as the said Saudi Riyals were not delivered to him, he did not make any payment for the same.

ANALYSIS OF THE EVIDENCE ON RECORD

22. Shri Tanuj Sukanraj Parmar of M/s. Monty Forex Pvt Ltd during his statement dated 12.07.2023 submitted an invoice dated 06.06.2023 issue by M/s. Monty Forex Pvt Ltd. in the name of Shri Hamidbhai Usmanbhai Dhukka for the sale of 5000 Saudi Riyals along with copy of Passport and Visa of Shri Hamidbhai Usmanbhai Dhukka (**RUD-23**). However, Shri Hamidbhai Usmanbhai Dhukka had not made the payment as he did not receive the said Foreign Currency. Also, Shri Hamidbhai Usmanbhai Dhukka had booked the ticket to Saudi Arabia from Ahmedabad for himself and for his wife only on 13.06.2023 as accepted by Shri Hamidbhai Usmanbhai Dhukka in his statement dated 30.04.2024. Also, Shri Hamidbhai Usmanbhai Dhukka stated during his statement that he had not provided any documents and also Shri Riyajbhai or Shri Jay Bhai had not asked him for any documents for the purchase of Saudi Riyals. He stated that however, later on after the said foreign currency were detained by DRI, Shri Jay Bhai had asked Shri Riyajbhai for the copy of his passport, visa and air tickets for some DRI inquiry for which he had provided him the copies of the said documents. Thus, it appears that M/s. Monty Forex Pvt Ltd had sent the said foreign currency of 5000 Saudi Riyals without any licit documents.

23. Thus, to summarize, the foreign currency carried by the Aangadiya person working for M/s. Vijaykumar Vikrambhai & Company were detained and subsequently seized vide Seizure Memo dated 05.10.2023 as it appeared they were meant to be smuggled out of India. The foreign currencies, thus seized are as follows:

SI. No.	Currency Details	Total value of foreign currency	Value in INR (Rs.) as per CBIC Notification No. 39/2023 dated 01.06.2023	Name of the concerned Party
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1.	Canadian Dollars	15000/-	8,97,750/-	Shri Prakashchandra H Sonipurchased from M/s. Pradip ForexPvt Ltd
2.	Singapore Dollars	10,000/-	6,01,000/-	M/s. RPFx Forex Pvt Ltd purchased from M/s. Manglik Forex Pvt Ltd and M/s. Kothari Forex Pvt Ltd
3.	Canadian Dollars	8,500/-	5,08,725/-	
4.	Singapore Dollars	10,000/-	6,01,000/-	M/s. Adman Forex and Services Pvt Ltd
5.	Thai Bhat	1,24,000/-	2,92,640/- (as per prevailing rates)	
6.	Saudi Riyals	5,000/-	1,06,750/-	M/s. Monty Forex Pvt Ltd
Total			30,07,865/-	

24. The investigation could not be completed in the stipulated time period of six months from the date of the detention of goods. The competent authority vide letter dated 01.12.2023 (**RUD -26**) granted the extension by a further period of six months for issuance of Show Cause Notice in respect of seized goods in terms of the first proviso of Section 110(2) of the Customs Act, 1962 as amended by the Finance Act, 2018.

25. RELEVANT LEGAL PROVISIONS:

A. THE CUSTOM ACT, 1962:

SECTION 2(22): "goods" includes

- a) vessels, aircrafts and vehicles;
- (b) stores;
- (c) baggage;
- (d) **currency and negotiable instruments;** and
- (e) any other kind of movable property;

SECTION 2(33): "prohibited goods" means any goods the import or export of which is subject to any prohibition under the Act or any other law for the time being in force but does not include any such goods in respect of which the conditions subject to which the goods are permitted to be imported or exported have been complied with;

SECTION 2(39): "smuggling", in relation to any goods, means any act or omission which will render such goods liable to confiscation under section 111 or section 113;

Section 11H(a): "illegal export" means the export of any goods in contravention of the provisions of the Act or any other law for the time being in force;

SECTION 113: Confiscation of goods attempted to be improperly exported, etc.—The following export goods shall be liable to confiscation: -

- (d) any goods attempted to be exported or brought within the limits of any Customs area for the purpose of being exported, contrary to any prohibition imposed by or under the Act or any other law for the time being in force;

SECTION 119: Any goods used for concealing smuggled goods shall also be liable to confiscation.

SECTION 114: Penalty for attempt to export goods improperly, etc.—Any person who, in relation to any goods, does or omits to do any act which act or omission would render such goods liable to confiscation under section 113, or abets the doing or

omission of such an act, shall be liable, -

- (i) in the case of goods in respect of which any prohibition is in force under the Act or any other law for the time being in force, to a penalty not exceeding three times the value of the goods as declared by the exporter or the value as determined under the Act, whichever is greater;

B. THE FOREIGN EXCHANGE MANAGEMENT ACT, 1999;

SECTION 2. Definitions -In the Act, unless the context otherwise requires, -

- (m) "foreign currency" means any currency other than Indian currency;

SECTION 3. Dealing in foreign exchange, etc.—Save as otherwise provided in this Act, rules or regulations made thereunder, or with the general or special permission of the Reserve Bank, no person shall—

deal in or transfer any foreign exchange or foreign security to any person not being an authorised person;

C. Notification No. FEMA – 6 (R)/RB-2015 dated 29/12/2015 {Foreign Exchange Management (Export and import of currency) Regulations, 2015} [Earlier Notification No. FEMA 6 /RB-2000 dated 3rd May 2000 {Foreign Exchange Management (Export and Import of Currency) Regulations, 2000}]:

REGULATION 5:Prohibition on export and import of foreign currency: -

Except as otherwise provided in these regulations, no person shall, without the general or special permission of the Reserve Bank, export or send out of India, or import or bring into India, any foreign currency.

REGULATION 7:Export of foreign exchange and currency notes: -

- (1) An authorised person may send out of India foreign currency acquired in normal course of business,

- (2) Any person may take or send out of India, -

- (i) Cheques drawn on foreign currency account maintained in accordance with Foreign Exchange Management (Foreign Currency Accounts by a person resident in India) Regulations, 2000;
- (ii) foreign exchange obtained by him by drawal from an authorised person in accordance with the provisions of the Act or the rules or regulations or directions made or issued thereunder;
- (iii) currency in the safes of vessels or aircrafts which has been brought into India or which has been taken on board a vessel or aircraft with the permission of the Reserve Bank;

- (3) Any person may take out of India, -

- (a) foreign exchange possessed by him in accordance with the Foreign Exchange Management (Possession and Retention of Foreign Currency) Regulations, 2015;
- (b) unspent foreign exchange brought back by him to India while returning from travel abroad and retained in accordance with the Foreign Exchange Management (Possession and Retention of Foreign Currency) Regulations, 2015;

- (4) Any person resident outside India may take out of India unspent foreign exchange not exceeding the amount brought in by him and declared in accordance with the proviso to clause (b) of Regulation 6, on his arrival in India.

D. THE BAGGAGE RULES, 2016 (Earlier Baggage Rules, 1998 as amended from time to time):

RULE 7. Currency. - The import and export of currency under these rules shall be governed in accordance with the provisions of the Foreign Exchange Management (Export and Import of Currency) Regulations, 2015, and the notifications issued thereunder.

E. FOREIGN EXCHANGE MANAGEMENT (POSSESSION AND RETENTION OF FOREIGN CURRENCY) REGULATION, 2015:

REGULATION 3- Limits for possession and retention of foreign currency or foreign coins:

For the purpose of clause (a) and clause (e) of Section 9 of the Act, the Reserve Bank specifies the following limits for possession or retention of foreign currency or foreign coins, namely :-

- i) Possession without limit of foreign currency and coins by an authorised person within the scope of his authority;*
- ii) Possession without limit of foreign coins by any person;*
- iii) Retention by a person resident in India of foreign currency notes, bank notes and foreign currency travellers' cheques not exceeding US\$ 2000 or its equivalent in aggregate, provided that such foreign exchange in the form of currency notes, bank notes and travellers cheques;*
 - (a) was acquired by him while on a visit to any place outside India by way of payment for services not arising from any business in or anything done in India; or*
 - (b) was acquired by him, from any person not resident in India and who is on a visit to India, as honorarium or gift or for services rendered or in settlement of any lawful obligation; or*
 - (c) was acquired by him by way of honorarium or gift while on a visit to any place outside India; or*
 - (d) represents unspent amount of foreign exchange acquired by him from an authorised person for travel abroad.*

26. From the records and evidences discussed in the foregoing paras, it appears that in the instant case, Foreign Currency equivalent to total Indian Rupees 30,07,865/- (Rupees Thirty Lakhs Seven Thousand Eight Hundred and Sixty Five only) were handed over by certain parties to Aangadiya M/s. Vijaykumar Vikrambhai & Company to be handed over to different persons based in Gujarat. Further, any said concerned party was unable to produce any legal document showing legitimate procurement of the seized foreign currency during investigation of the case.

27. As per Regulation 5 of Foreign Exchange Management (Export and import of currency) Regulations, 2015 issued by Reserve Bank of India under Notification No. FEMA 6 (R)/RB-2015 dated 29/12/2015, no person shall, without the general or special permission of the Reserve Bank, export or send out of India, any foreign currency. Similarly, Regulation 7 *ibid* deals with export of foreign exchange and currency notes. Regulation 7 *inter alia* states that "Any person may take or send out of India, - foreign exchange obtained by him by drawl from an authorized

person in accordance with the provisions of the Act or the rules or regulations or directions made or issued there under. On the basis of Regulation 7 *ibid*, a person is entitled to take or send out foreign exchange drawn from an Authorized Person in accordance with the provisions of the Act or the rules or regulations or directions made or issued there under. During the search of baggage of the person Shri Mahendrabhai Hargovan Das working for Aangadiya M/s. Vijaykumar Vikrambhai & Company under Panchnama dated 07.06.2023, documents with respect to Foreign Currency were not found which could prove the legal purchase of foreign currency from any authorized person as per Regulation 7 *ibid*. Further, they were not authorized to acquire possession of foreign currency. Thus, it appears that the foreign currency was being transported/ couriered without any licit documents. Also, it appears that the Aangadiya-M/s. Vijaykumar Vikrambhai and Company had collected the said foreign currencies without any legal documents and thus was accomplice in the attempt to smuggle the same out of India in violation of the said Act/Rules/Regulations in force.

28. As per Regulation 3 of the Foreign Exchange Management (Possession and Retention of Foreign Currency) Regulations, 2015 issued by Reserve Bank of India under Notification No. FEMA 11(R)/2015-RB dated 29/12/2015, the Reserve Bank specifies the limits for possession or retention of foreign currency or foreign coins, by a person resident in India of foreign currency notes, bank notes and foreign currency travellers' cheques not exceeding US\$ 2000 or its equivalent in aggregate, provided that such foreign exchange in the form of currency notes, bank notes and travellers cheques

(a) was acquired by him while on a visit to any place outside India by way of payment for services not arising from any business in or anything done in India; or (b) was acquired by him, from any person not resident in India and who is on a visit to India, as honorarium or gift or for services rendered or in settlement of any lawful obligation; or

(c) was acquired by him by way of honorarium or gift while on a visit to any place outside India; or

(d) represents unspent amount of foreign exchange acquired by him from an authorised person for travel abroad.

On the basis of Regulation 3 *ibid*, a person is entitled to possess or retain the foreign currency or foreign coins up to the limit of 2000 USD subject to condition that same should be acquired legally or the method provided in the said regulation 3. During the search of baggage of the person working for Aangadiya M/s. Vijaykumar Vikrambhai & Company under Panchnama dated 07.06.2023, documents with respect to Foreign Currency were not found which could prove the legal possession of foreign currency as per Regulation 3 *ibid*. Thus, it appears that the foreign currency was being transported without any licit documents. Also, it

appears that the M/s. Vijaykumar Vikrambhai and Company through their employee Shri Mahendrabhai Hargovan Das had acquired illicit possession of the said foreign currencies without any legal documents of procurement and thus was accomplice in the attempt to smuggle the same out of India in violation of the said Act/Rules/Regulations in force.

29. Further, the documents submitted by the concerned parties infer that the relevant documents regarding sale of the foreign currencies were not created on the day of actual sale of the foreign currency while the same were created afterwards for the specific purpose of submission to DRI, Ahmedabad. The statements of the concerned parties alongwith the analysis of the documents submitted can be summarized as follows:

- (i) With respect to the 15,000/- Canadian Dollars seized pertaining to Shri Prakashchandra H Soni, Shri Mineshkumar Hasmukhlal Bhojak, Director of M/s. Pradip Forex Pvt Ltd has himself admitted in his statement dated 11.07.2023 that the invoice for the sale of the said Foreign Currency to Shri Prakashchandra H Soni was created only on 07.06.2023, i.e. a day after the said foreign currency were handed over to Aangadiya by Shri Prakashchandra H. Soni. Also, the cheques issued in favour of M/s. Pradip Forex Pvt Ltd were encashed only on 08.06.2023. Thus, it appears that the invoices and cheques were issued deliberately after the said foreign currency was detained by DRI on 07.06.2023 and the said foreign currency was handed over to Aangadiya without any licit documents. Further, Shri Prakashchandra H. Soni in his statement dated 11.07.2023 had stated that he had purchased the said foreign currency as he was about to travel to Canada. It is also evident from the documents subsequently provided that Shri Prakashchandra H. Soni was to travel to USA with his family and it appears that the foreign currency was procured by him without any documents as it was intended to be smuggled out of India. However, pursuant to the detention of the foreign currency, he subsequently chose to legitimize his purchase of foreign currency by way of presenting invoices which were absent on the day of purchase and at the time of interception by DRI Ahmedabad. By indulging in such act, they have rendered themselves liable for penal action under Section 114 and 117 of the Customs Act, 1962.
- (ii) With respect to the 10000/- Singapore Dollars and 8500/- Canadian Dollars seized pertaining to M/s. RPFX Forex Pvt Ltd, it appears that M/s. RPFX Forex Pvt Ltd has created self invoice dated 07.06.2023 afterwards and solely for the purpose of submission to DRI. Also, both the suppliers of the said foreign currency for M/s. RPFX Forex Pvt Ltd,

i.e. M/s. Kothari Forex Pvt Ltd and M/s. Manglik Forex Pvt Ltd have made sale invoices dated 05.06.2023 and 06.06.2023 of back date for the purpose of submission to DRI as the corresponding INR transactions were done only on 08.06.2023 while they both have mentioned the date of payments as 07.06.2023 and 05.06.2023. Also, the concerned persons of all these firms have accepted in their respective statements that they had wrongly inserted date of payments in the respective invoices. Further, Shri Parthkumar Bharatbhai Patel in his statement dated 11.07.2023 has stated that they sell foreign currency to the persons who are going to travel abroad, other registered dealers and Bank. Thus, it is evident that the foreign currency was procured without any licit documents at the material time with an attempt to smuggle the same out of India and he had intentionally tampered with documents only with a view to mislead the investigation. By indulging in such act they have rendered themselves liable for penal action under Section 114 and 117 of the Customs Act, 1962.

- (iii) With respect to the 10000/- Singapore Dollars and 1,24,000/- Thai Bhat seized pertaining to M/s. Adman Forex & Services Pvt Ltd, Shri Viral Shah, Director of M/s. Adman Forex & Services Pvt Ltd had accepted in his statement dated 11.07.2023 that the said currency was first transported with one of his employees to Mumbai for sale to a person but as the said deal could not happen, the said foreign currency was handed over to Aangadiya to be resent back to their office in Ahmedabad. Also, M/s. Adman Forex & Services Pvt Ltd could not submit any document regarding the transportation of the said foreign currency in such manner. Also, M/s. Adman Forex & Services Pvt Ltd have indulged in dealing of foreign currency without valid license as their license no. FE.AH.AM.14/2006 issued by Reserve Bank of India authorizing M/s. Adman Forex and Services Pvt Ltd to undertake money changing business, was valid only upto 01.11.2022 and was pending for renewal during the material time. As Viral Shah has admitted that the said foreign currency was intended to be to hand over to a person in Mumbai who could be travelling abroad, therefore, it is evident that the said foreign currency was procured without any licit documents at the material time with an attempt to smuggle the same out of India. Further, M/s. Adman Forex & Services Pvt Ltd was operating illicitly without any due authorisation. By indulging in such acts of omission and commission they have rendered themselves liable for penal action under Section 114 and 117 of the Customs Act, 1962.

- (iv) With respect to the 5000/- Saudi Riyals seized pertaining to M/s. Monty Forex Pvt Ltd, from the statements of Shri Tanuj Sukanraj Parmar, Director of M/s. Monty Forex Pvt Ltd and Shri Hamidbhai Usmanbhai Dhukka, it appears that the said foreign currency were attempted to be sold without cover of any documents. It is only after the said currency were detained by DRI, the documents, i.e. copies of the Passport, Visa, Tickets were obtained from Shri Hamidbhai Usmanbhai Dhukka, which were submitted by M/s. Monty Forex Pvt Ltd during his statement dated 11.07.2023. Shri Hamidbhai had never approached M/s. Monty Forex Pvt Ltd for purchase of foreign currency nor had he provided any documents for the same. The presentation of documents subsequently of Shri Hamidbhai Usmanbhai Dhukka appears to be a ploy to cover the foreign currency seized by DRI. Thus, it is evident that there was an intention to smuggle the said foreign currency out of India. By indulging in such act of omission and commission, they have rendered themselves liable for penal action under Section 114 and 117 of the Customs Act, 1962. Also, Shri Hamidbhai Usmanbhai Dhukka in his statement has stated that the 5000 Saudi Riyals detained by DRI, Ahmedabad under Panchnama dated 07.06.2023 were supposed to be delivered to him by Shri Jay Bhai of Mehsana, as he told earlier, and the same were meant to be exported out of the country along with him to Saudi Arabia, which means he was aware about the plot. Thus, Shri Hamidbhai Usmanbhai Dhukka has rendered himself liable for penal action under section 117 of the Customs Act, 1962.

Thus, in view of the above, it appears that the said foreign currencies were being carried, possessed/retained illegally with intention to smuggle the same out of India in violation of the said Act/Rules/Regulations in force.

30. Further, it appears that the concerned parties, i.e. (i) M/s. Pradip Forex Pvt Ltd, (ii) M/s. Kothari Forex Pvt Ltd, (iii) M/s. Manglik Forex Pvt Ltd, (iv) M/s. Adman Forex & Services Pvt Ltd and (v) M/s. Monty Forex Pvt Ltd had supplied/meant to supply the seized foreign currency to their respective buyers during the material time without verification of the KYC documents and also had not issued any valid documents, i.e. invoice or delivery challan. The seized foreign currencies in transit were not accompanied with the licit documents of procurement at the time of interception by DRI. All the invoices produced during the investigation appear to be an afterthought as the goods, i.e. foreign currency was seized by DRI. It appears that these concerned parties were aware that those foreign currencies were meant to be smuggled out of India and have thus abetted in doing so. By such act of omission and commission they have rendered

themselves liable to penal action under Section 114 and 117 of the Customs Act, 1962.

31. In view of the discussions in forgoing paras, it appears that the foreign currency seized, cannot be exported without having proper legal and legitimate documents. Therefore, it appears that the possession, retention, sale and transportation of the said foreign currency in this manner is a clear violation of the restrictions imposed under Foreign Exchange Management (Export and import of currency) Regulations, 2015, the Foreign Exchange Management (Possession and Retention of Foreign Currency) Regulations, 2015 and hence the same appears to fall under the ambit of "prohibited goods" as defined under Section 2(33) of the Customs Act, 1962. Further, in terms of Section 11H (a) of the Customs Act, 1962, the commission of the said act, i.e. purchase and handing over of the said foreign currency to Aangadiya without possession of any legitimate documents again amounts to "Illegal export" of foreign currencies by (i) Shri Prakashchandra H Soni with respect to seized 15,000/- Canadian Dollars, (ii) M/s. RPFX Forex Pvt Ltd with respect to seized 10,000/- Singapore Dollars and 8,500/- Canadian Dollars, (iii) M/s. Adman Forex & Services Pvt Ltd with respect to seized 10,000/- Singapore Dollars and 1,24,000/- Thai Bhat and (iv) M/s. Monty Forex Services Pvt Ltd with respect to seized 5,000/- Saudi Riyals, in as much as they failed to produce any legitimate/legal document in support of purchase/sale of the foreign currency during the course of investigation.

32. Thus, the foreign currencies totally equivalent to Indian Rupees 30,07,865/- (Rupees Thirty Lakhs Seven Thousand Eight Hundred and Sixty Five only) seized from the person namely, Shri Mahendrabhai Hargovan Das, working for M/s. Vijaykumar Vikrambhai & Company-Aangadiya appears to be attempted to be smuggled out of India. Further Shri Mukeshkumar Manilal Patel during recording of his statement admitted that the carrying of foreign currency is not allowed through courier service. Despite having knowledge that the courier of foreign currency is not allowed as per RBI regulations, they attempted providing courier service of foreign currency without licit documents and thus abetted the above mentioned persons in their plans to take the said seized foreign currency out of country. They were not authorized by RBI to deal with courier of foreign currency. Thus, Shri Mahendrabhai Hargovan Das, the employee and Shri Mukeshkumar Manilal Patel, the partner and M/s. Vijaykumar Vikrambhai & Company have indulged themselves in dealing with the smuggled foreign currency without licit documents, which was liable to confiscation under section 113(d) of the Customs Act, 1962. By such acts of omission and commission they have rendered themselves liable for penalty under Section 114 and 117 of the Customs Act, 1962.

33. Therefore, in view of foregoing paras, it appears that following parties, by committing the said act, have rendered themselves liable for penalty under the provisions of section 114 and 117 of the Customs Act, 1962:

- (i) M/s. Pradip Forex Pvt Ltd for the sale of 15,000/- Canadian Dollars to Shri Prakashchandra H. Soni without verification of KYC documents and without issuance of sale invoice at the material time abetted in the attempt to take the foreign currency out of India.
- (ii) Shri Prakashchandra H Soni for the purchase of 15,000/- Canadian Dollars without any invoice and handing over the same to Aangadiya without any valid documents, abetted in the attempt to take the foreign currency out of India.
- (iii) M/s. Kothari Forex Pvt Ltd for the sale of 10,000/- Singapore Dollars to M/s. RPFX Forex Pvt Ltd and handing over the same to Aangadiya without any valid documents, abetted in the attempt to take the foreign currency out of India.
- (iv) M/s. Manglik Forex Pvt Ltd for the sale of 8,500/- Canadian Dollars to M/s. RPFX Forex Pvt Ltd and handing over the same to Aangadiya without any valid documents, abetted in the attempt to take the foreign currency out of India.
- (v) M/s. RPFX Forex Pvt Ltd for the purchase of 10,000/- Singapore Dollars and 8,500/- Canadian Dollars without any valid documents, abetted in the attempt to take the foreign currency out of India.
- (vi) M/s. Adman Forex & Services Pvt Ltd for the transportation and handing over of 10,000/- Singapore dollars and 1,24,000/- Thai Bhat to Aangadiya without any supporting documents and valid RBI License, abetted in the attempt to take the foreign currency out of India.
- (vii) M/s. Monty Forex Pvt Ltd. for the handing over of 5,000/- Saudi Riyals to Aangadiya without any supporting documents, abetted in the attempt to take the foreign currency out of India.
- (viii) M/s. Vijaykumar Vikrambhai & Company-Aangadiya, Shri Mahendrabhai Hargovan Das, Employee of M/s. Vijaykumar Vikrambhai & Company and Shri Mukeshkumar Manilal Patel, Partner of M/s. Vijaykumar Vikrambhai & Company for the transportation of the said foreign currency in the said manner without any documents which could support the legitimate procurement of the said currency and abetted in the attempt to take the foreign currency out of India.

34. In view of the above, M/s. Pradip Forex Pvt Ltd, Shri Prakashchandra H Soni, M/s. Kothari Forex Pvt Ltd, M/s. Manglik Forex Pvt Ltd, M/s. RPFX Forex Pvt Ltd, M/s. Adman Forex & Services Pvt Ltd, M/s. Monty Forex Pvt Ltd., M/s.

Monty Forex Pvt Ltd., M/s. Vijaykumar Vikrambhai & Company-Aangadiya Shri Mahendrabhai Hargovan Das, Employee of M/s. Vijaykumar Vikrambhai & Company and Shri Hamidbhai Usmanbhai Dukkha are hereby called upon to show cause in writing to the Additional Commissioner of Customs, having his office located at 2nd Floor, 'Custom House' Building, Near All India Radio, Navrangpura, Ahmedabad-380 009, as to why:-

(i) The Foreign Currency detained during Panchnama dated 07.06.2023, i.e. (i) 15,000 Canadian Dollars pertaining to Shri Prakashchandra H Soni, (ii) 10,000 Singapore Dollars and 8,500 Canadian Dollars pertaining to M/s. RPFEX Forex Pvt Ltd, (iii) 10,000/- Singapore Dollars and 1,24,000 Thai Bhat pertaining to M/s. Adman Forex & Services Pvt Ltd and (iv) 5,000 Saudi Riyals pertaining to M/s. Monty Forex Pvt Ltd., having value equivalent to Indian **Rs. 30,07,865/- (Rupees Thirty Lakhs Seven Thousand Eight Hundred and Sixty Five only)** seized from possession of the Shri Mahendrabhai Hargovan Das working for M/s. Vijaykumar Vikrambhai & Company and attempted to be smuggled/improperly exported out of India without licit documents of procurement in contravention of the provisions of Foreign Exchange Management (Export and Import of Currency) Regulations, 2015 read with Rule 7 of the Baggage Rules, 2016, seized under Seizure Memo dated 05.10.2023 should not be confiscated under section 113 (d) of the Customs Act, 1962;

(ii) Penalty should not be imposed under the provisions of **Section 114 & 117** of the Customs Act, 1962 on:

1. M/s. Pradip Forex Pvt Ltd, Ward no. 9/321, Bhramin Panchni wadi, Dudhiya Talav, Navsari-396445
2. Shri Prakashchandra H Soni, H/809, Sarjan Tower Subhash Chowk Gurukul Road, Ahmedabad-380052
3. M/s. Kothari Forex Pvt Ltd, 51, Ground Floor, 59, Kakal Bldg, Goa Street, Dr. Sunderlal Bahl Path, Near GPO, Fort, Mumbai-400001
4. M/s. Manglik Forex Pvt Ltd, 10/11, Nand Prem Building, Shopping Centre, M G Road, Corner villeparle East, Mumbai-400057.
5. M/s. RPFEX Forex Pvt Ltd, FF-17, Goyal Towers, Nr. Jhanavi Restaurant, Panjarapole, Ahmedabad-380009.
6. M/s. Adman Forex & Services Pvt Ltd, 16, Surmount, Opp Iskon Mega Mall, SG Road, Ahmedabad-380015.
7. M/s. Monty Forex Pvt Ltd., Plot No. 616, 14th Road, Near Domino's Pizza, Khar(W), Mumbai-400052.
8. M/s. Vijaykumar Vikrambhai & Company-Aangadiya, 2, Ganesh Chamber Ground Floor, Opp Janta Bakery, Ratanpol, Ahmedabad, Gujarat.

9. Shri Mahendrabhai Hargovan Das, Employee of M/s. Vijaykumar Vikrambhai & Company, 2, Ganesh Chamber Ground Floor, Opp Janta Bakery, Ratanpol, Ahmedabad, Gujarat

(iii) Penalty should not be imposed under the provisions of 117 of the Customs Act, 1962 on:

- a) Shri Hamidbhai Usmanbhai Dukkha, resident of Mumanvas, Khali, Tal. Sidhpur, District Patan – 384151

35. The Noticee are further required to state specifically in the written reply as to whether they wish to be heard in person before the case is adjudicated. If no specific mention is made about this in the written reply, it shall be presumed that they do not wish to be heard in person. They should produce at the time of showing cause, all the evidences which he intends to reply upon in defense.

36. The Noticee/s, are further required to note that the reply should reach within 30 (thirty) days or within such extended period as may be allowed by the adjudicating authority. If no cause is shown against the action proposed above within 30 days from the receipt of this show cause notice or if anyone does not appear before the adjudicating authority as and when the case is posted for hearing, the case is liable to be decided ex-parte on the basis of facts and evidences available on record.

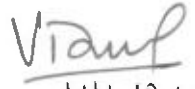
38. This show cause notice is issued without prejudice to any other action that may be taken against her, under this Act or any other law for the time being in force, or against any other company, person(s), goods and conveyances whether named in this notice or not.

38. Department reserves its right to amend, modify or supplement this notice at any time prior to the adjudication of the case. The investigating agency reserves its right to bring on record further evidence against the noticees of the Show Cause Notice and also to issue Show Cause Notice to any other person not covered in this Show Cause Notice, found to be involved, by issue of an addendum or Supplementary Show Cause Notice or Separate Show Cause Notice.

39. The relied upon documents for the purpose of this notice are listed in Annexure 'R' and copies thereof are enclosed with this notice.



O/C


4/6/24
(Vishal Malani)
Additional Commissioner
Customs, Ahmedabad.

F. No. VIII/10-85/DRI-AZU/O&A/HQ/2024-25

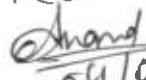
Dated 04.06.2024

DIN- 2024 06 71 MN 000 000 CA85

BY SPEED POST:

To,

- 1) M/s. Pradip Forex Pvt Ltd, Ward no. 9/321, Bhramin Panchni wadi, Dudhiya Talav, Navsari-396445
- 2) Shri Prakashchandra H Soni, H/809, Sarjan Tower Subhash Chowk Gurukul Road, Ahmedabad-380052
- 3) M/s. Kothari Forex Pvt Ltd, 51, Ground Floor, 59, Kakal Bldg, Goa Street, Dr. Sunderlal Bahl Path, Near GPO, Fort, Mumbai-400001
- 4) M/s. Manglik Forex Pvt Ltd, 10/11, Nand Prem Building, Shopping Centre, M G Road, Corner villeparle East, Mumbai-400057
- 5) M/s. RPFx Forex Pvt Ltd, FF-17, Goyal Towers, Nr. Jhanavi Restaurant, Panjarapole, Ahmedabad-380009
- 6) M/s. Adman Forex & Services Pvt Ltd, 16, Surmount, Opp Iskon Mega Mall, SG Road, Ahmedabad-380015
- 7) M/s. Monty Forex Pvt Ltd., Plot No. 616, 14th Road, Near Domino's Pizza, Khar(W), Mumbai-400052

Received 11 copies

04/06/2024
for DRI AZU



- 8) M/s. Vijaykumar Vikrambhai & Company-Aangadiya, 2, Ganesh Chamber Ground Floor, Opp Janta Bakery, Ratanpol, Ahmedabad, Gujarat
- 9) Shri Mahendrabhai Hargovan Das, Employee of M/s. Vijaykumar Vikrambhai & Company, 2, Ganesh Chamber Ground Floor, Opp Janta Bakery, Ratanpol, Ahmedabad, Gujarat
- 10) Shri Hamidbhai Usmanbhai Dukkha, resident of Mumanvas, Khali, Tal. Sidhpur, District Patan – 384151

Copy to:

- 1) The Additional Director General, Directorate of Revenue Intelligence, Ahmedabad Zonal Unit, Ahmedabad
- 2) The Superintendent System In-Charge, Customs, HQ., Ahmedabad for uploading on the official web-site i.e. <http://www.ahmedabadcustoms.gov.in>.
- 3) The Deputy Commissioner, SVPIA, Ahmedabad, with request to affix the same at Notice Board at Airport (for any information to any other claimant)
- 4) Notice Board at Customs House, Ahmedabad (for any information to any other claimant)
- 5) Guard File.

ANNEXURE- R (LIST OF RELIED UPON DOCUMENTS)		
RUD No.	RUD	Remarks
1	Panchnama Dated 07.06.2023 for the interception of aangadiya employees outside Kalupur Railway Station	Copy enclosed (in CD)
2	Panchnama Dated 07.06.2023 for the examination of the baggage of the Aangadiya	Copy enclosed (in CD)
3	Statement of Shri Mukeshkumar Manilal Patel, Partner Of M/s. Vijaykumar Vikrambhai & Company Dated 16.06.2023 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
4	Panchnama Dated 19.06.2023 for the release of goods Detained During Panchnama Dated 07.06.2023 Except Foreign Currencies	Copy enclosed (in CD)
5	Statement Of Shri Prakashchandra H. Soni Dated 11.07.2023 recorded u/s 108 of the Customs Act, 1962 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
6	ICICI cheques, bearing nos. 485574, 000037 & 113256, all dated 06.06.2023 issued for a total of Rs.9,36,000/- in favour of M/s. Pradip Forex Pvt Ltd	Copy enclosed (in CD)
7	Statement Of Shri Mineshkumar Hasmukhlal Bhojak, Director, M/s. Pradip Forex Pvt Ltd Dated 11.07.2023 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
8	Seizure Memo Dated 05.10.2023 of the Detained Currency Amounting To 15,000/- Canadian Dollars Pertaining To Shri Prakashchandra H. Soni	Copy enclosed (in CD)
9	Travel details of Shri Prakashchandra H. Soni and his family along with Cash Memos dated 07.06.2023 and the corresponding invoices dated 07.06.2023	Copy enclosed (in CD)
10	Statement Of Shri Parthkumar Bharatbhai Patel, Director, M/S. RPFx Forex Pvt Ltd Dated 11.07.2023 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
11	Invoices No. AHMD/313000020 Dated 07.06.2023 Issued By M/S. RPFx Forex Pvt Ltd For The Purchase Of 10000 Singapore Dollars From M/S. Kothari Forex Pvt Ltd, Mumbai And Invoices Nos. AHMD/313000019 dated 07.06.2023 Issued By Them For The Purchase Of 3200 Canadian Dollars & AHMD/313000018 Dated 07.06.2023 For The Purchase Of 5300 Canadian Dollars From M/S. Manglik Forex Pvt Ltd, Mumbai	Copy enclosed (in CD)
12	Statement Of Shri Nayankumar Khubilal Kothari, Director, M/S. Kothari Forex Pvt Ltd Dated 12.07.2023 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
13	Invoice No. BS/23/9 Dated 06.06.2023 Issued By M/S. Kothari Forex Pvt Ltd For The Sale Of 10000 Singapore Dollars To M/S. RPFx Forex Pvt Ltd, Ahmedabad	Copy enclosed (in CD)
14	Statement Of Shri Moolchand Vanechand Parekh, Director, M/S. Manglik Forex Pvt Ltd Dated 12.07.2023 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
15	Invoice No. BS/23/87 Dated 05.06.2023 For The For The Sale Of 5300 Canadian Dollars And Invoice No. BS/23/88 Dated 05.06.2023 For The Sale Of 3200 Canadian Dollars To M/S. RPFx Forex Pvt Ltd, Ahmedabad By M/S. Manglik Forex Pvt Ltd	Copy enclosed (in CD)
16	Seizure Memo Dated 05.10.2023 Of The Detained Currency Amounting To 10,000/- Singapore Dollars And 8500/- Canadian Dollars pertaining To M/s. RPFx Forex Pvt Ltd	Copy enclosed (in CD)
17	Axis Bank Payment Screenshots for the Payments Done By M/S. RPFx Forex Pvt Ltd To M/s. Mangik Forex Pvt Ltd	Copy enclosed (in CD)
18	Axis Bank Payment Screenshots for the Payments Done By M/S. RPFx Forex Pvt Ltd To M/s. Kothari Forex Pvt Ltd	Copy enclosed (in CD)

19	Statement Of Shri Viral Shah, Director, M/S. Adman Forex And Services Pvt Ltd Dated 11.07.2023 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
20	RBI License No. FE.AH.AM.14/2006 Issued to M/s. Adman Forex And Services Pvt Ltd valid upto 01.11.2022	Copy enclosed (in CD)
21	Seizure Memo Dated 05.10.2023 Of The Detained Currency Amounting To 10,000/- Singapore Dollars And 1,24,000/- Thai Bhat Pertaining To M/S. Adman Forex And Services Pvt Ltd	Copy enclosed (in CD)
22	Statement of Shri Tanuj Sukanraj Parmar, Director, M/s. Monty Forex Pvt Ltd Dated 12.07.2023 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
23	Seizure Memo Dated 05.10.2023 Of The Detained Currency Amounting To 5000/- Saudi Riyals pertaining to M/s. Monty Forex Pvt Ltd	Copy enclosed (in CD)
24	Statement Of Shri Hamidbhai Usmanbhai Dhukka Dated 30.04.2024 recorded u/s 108 of the Customs Act, 1962	Copy enclosed (in CD)
25	Invoice Dated 06.06.2023 issued by M/s. Monty Forex Pvt Ltd.in the name of Shri Hamidbhai Usmanbhai Dhukka For the Sale Of 5000 Saudi Riyals along with Copy Of Passport and Visa Of Shri Hamidbhai Usmanbhai Dhukka	Copy enclosed (in CD)
26	Letter dated 01.12.2023 of Customs Ahmedabad granting extension for the issuance of SCN	Copy enclosed (in CD)