

Statement of Mr Mohsim Shaikh (Mobile No. 9969364864) (S/o Shaifque Shaikh), aged 33 years (DOB: 27.10.1986), holding an Indian Passport Number No. R1166181, residing at 1/19, MES, Block 1 Old Navy Nagar, Colaba, Mumbai, PIN 400005 and recorded under Section 108 of the Customs Act, 1962 before the Superintendent (AIU), Customs, SVPI Airport, Ahmedabad on 07.12.2019.

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Myself, **Mohsim Shaikh** (Mobile No. **9969364864**) (S/o **Shaifque Shaikh**), aged 33 years (DOB: 27-10-1986), holding an Indian Passport Number No. **R1166181, 1/19, MES, Block 1 Old Navy Nagar, Colaba, Mumbai, PIN 400005**, Maharashtra, PIN 400005, present myself before you today on 07.12.2019 in response to the summons issued to me under Section 108 of the Customs Act, 1962. Before giving my statement, I have been explained the provisions of Section 108 of the Customs Act, 1962, wherein I have been made to understand that I have to give my true and correct statement. I have been explained that if my statement is found to be false or incorrect, action can be taken against me under the provisions of the Indian Penal Code. I have also been explained that my statement can be used as legal evidence against me or any other person in the Court of law. Now, I give my statement as under:

My name and address is true and factual as mentioned above. I am staying with my father on the aforesaid mentioned address and I am residing there along with my step mother namely Shaira Shafique Shaikh, younger brother Kasim Shaikh (unmarried). I am having one

Before me,

  
07.12.19

(I.D.Solanki)

Superintendent  
Customs-AITJ

(Mr. Mohsim Shaikh)

younger sister namely Shainaz Raeli Shaikh (married). I am doing fish business at Colaba, Mumbai since last 8 years..

I state that I have studied upto standard Xth (Gurunanak English High school,navy nagar,Colaba,Mumbai. I can read, write and speak Hindi and English languages. I have been shown and explained the panchnama dated 07.12.2019, drawn at SVPI Airport, Ahmedabad in English and after understanding the same I have put my dated signature on the panchnama in token of acceptance of the facts stated therein.

I further state that I have travelled by Thai Smile flight No. WE 341 from Bangkok to Ahmedabad dated 6.12.2019 and arrived to Ahmedabad on 07.12.2019. I travelled vide PNR-VR5GEY. I am having the Boarding Pass of Bangkok to Ahmedabad having Seat No. 58A to Customs Officer in Ahmedabad.

On being asked, I state that I was travelling alone from Bangkok to Ahmedabad in Thai Smile flight No. WE 341 on 06.12.2019, and I arrived at SVPI Airport Ahmedabad at Terminal No. 2 on 07.12.2019 around 00.05 hrs.

I have been shown and explained the panchnama dated 07.12.2019 drawn at SVPI International Airport, Ahmeddabad, by the officers of Customs-AIU, International Airport, Ahmedabad, and after perusing the same, I have put my dated signature on the panchnama in token of acceptance of the facts stated therein.

Before me,



(I.D.Solanki)

Superintendent  
Customs-AIU

07/12/19



(Mr. Mohsim Shaikh)


I have perused Valuation Report of government approved Valuer Mr. Kartikey Soni under which the said Government approved Valuer has issued certificate No. 198/2019-20 date 07.12.2019 as per Annexure-B, under which one piece of gold bar total Net weighing 95.540 grams derived from semi solid substance consisting of Gold & Turpentine mix having Gross weight with plastic 120.500 grams and confirmed authenticity that the said yellow metal is 24K pure Gold having purity of 999. The **Market value** of said 95.540 gram gold bar is **Rs. 3,72,530/- (Rupees Three lakh Seventy two thousand five hundred and thirty Only and Tariff Value of Rs. 3,23,718 (Rupees Three lakh Twenty three thousand seven hundred and eighteen Only) (Tariff Value)**, which had been calculated as per the Notification No. 86/2019-Customs (N.T.) dated 29.11.2019 and Notification No. 88/2019-Customs (N.T.) dated 05.12.2019.

I confirmed authenticity that the said semi solid substance is of pure gold having purity of 999. Now, I have been explained the Notification No. 86/2019-Customs (N.T.) dated 29.11.2019 and Notification No. 88/2019-Customs (N.T.) dated 05.12.2019 to ascertain the tariff value of the said goods. After understanding and agreeing with the same, I put my dated signature on the said valuation certificate and Annexure "B" issued by said Govt. approved valuer. I have also perused Annexure-A dated 07-12-2019 issued by the said Government approved valuer under which detailed primary verification report of Brown coloured semi solid substance was given which attached to said valuation report dated 07.12.2019, after going and understanding the same I put my dated signature for its correctness.

Before me,  07/12/19

(I.D. Solanki)

Superintendent  
Customs-AIU



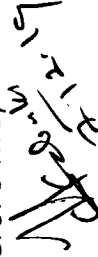
(Mr. Mohsim Shaikh)

On being asked, I admit that I have smuggled 95.54 grams net gold having Rs. **Market value of Rs. 3,72,530/-** and tariff value of Rs.**3,23,718/-** with an intent to smuggle the said gold and to evade Customs duty. I know that to carry gold in body is an offence as per Customs Act, but I took a chance so as to earn some money. On being asked, I state that after reaching Ahmedabad International Airport, I have to go directly to Mumbai by train.

I hereby confirm that the entire semi-solid substance recovered from me having gross weight with plastic of 120.500 gms was melted and that totally net quantity of 95.54 gms Gold was derived/recovered after completion of the melting process, and I was totally satisfied with the entire process of melting of the semi-solid substance and recovery of the gold therein, and in token of being satisfied I have signed the detailed primary verification report dated 07.12.2019 (Annexure-A) and the Valuation Report dated 07.12.2019 (Annexure-B).

Thereafter, the AIU Officer on the reasonable belief that the said gold bar Net weighing 95.54 grams which was attempted to be smuggled in semi-solid form by way of concealment in the jeans as narrated under panchnama proceeding dated 07.12.2019, was liable for confiscation as per the provisions of Customs Act, 1962; and hence, the same was placed under seizure on 07.12.2019. The officers also seized the black jean used by me for concealing the packet of semi solid substances in which gold is concealed in the semi solid form.

Before me,



(I.D.Solanki)

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Customs-AIU



(Mr. Mohsim Shaikh)

At this, I admit that the gold totally Net weighing 95.54 gms, recovered from me by the Customs AIU Officers on 07.12.2019, was smuggled into India by me.

Now on being asked, I give replies as under to the question put up to me.

Q.1. When & from where did you went to Bangkok?

Ans 1. I went to Bangkok on 03.12.2019 from CSMI Airport, Mumbai.

Q.2. From whom you have purchased your tickets for to and fro journey to Mumbai to Bangkok to Ahmedabad?

Ans.2 I have booked my said ticket through Thai Air App installed in my mobile Vivo brand on 3-12-2019 for which I have made online payment of Rs. 19,124/- which was deducted from my ICICI account No. 002601519972 .

Q.3. From where did you purchase semi solid gold in paste form in Bangkok? Give details.

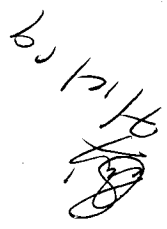
Ans.3 I state that the I have been given one black jeans pants by unknown person at Silom, Bangkok and the said gold in paste form was handed over to me by some unknown person at Jewellery Trade Centre , Silom , Bangkok on 6.12.2019 in semi solid paste form which was already placed and stitched in below zip area of my Black colored jeans pant. On being asked I state that I have been asked to hand over the same to one unknown person who will meet me in Andheri, Mumbai. On being asked I state that the said unknown person have taken my phone No. 9969364864 and my photograph in his phone and asked me that on

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(I.D.Solanki)

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7.12.2019 evening at around 6 pm , I will receive call and I have to follow directions to whom I have to hand over the said semi solid paste Gold.

Q.4. Did you visit Bangkok earlier? If yes, did you bring gold at an earlier instance too?

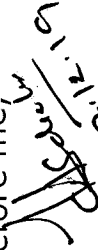
Ans.4 Yes, earlier I had visited Bangkok, but this is the first time I attempt to smuggle gold.

Q.5. How much amount you will get for smuggling of the said gold in paste form?

Ans.5. I will get Rs. 40,000/- (including my ticket expenses of Rs 20,000/-approx.) at Mumbai at the time of handing over of the semi solid paste gold.


On being asked, I state that I had intentionally not declared the said substance before the Customs Authorities on my arrival at SVP International Airport Ahmedabad, as I wanted to smuggled the said gold in semi solid paste form to India by way of concealing in my jeans pant with an intend to evade customs duty by way of adopting the modus operandi of smuggling the said gold as recorded under panchnama dated 07.12.2019 and I am fully aware of the facts that it is a clear violation of the provisions of Customs Act'1962.

I have nothing further to state at the moment. I have given my above statement voluntarily and willingly without any threat, coercion or duress and in token of the above statement being true and correct. I have been explained my above statement in Hindi also and after understanding

Before me,  
  
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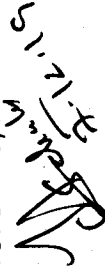
Superintendent  
 Customs-ATU

  
 07/12/19

(Mr. Mohsim Shaikh)

the same I put my dated signature below. I further state that I will present myself before you whenever I will be called upon. I have requested the officer to type the statement on the computer and the same has been as per my say and I further state that I have shown and explained the panchnama and understand English and have read the aforesaid panchnama and my above statement and the same is true and correct.

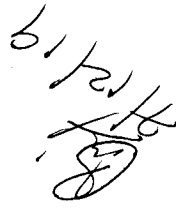
Before me,



(I.D. Solanki)

Superintendent

Customs-AIU



(Mr. Mohsim Shaikh)

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Email :- [FREAKYTRVLRS@Gmail.com](mailto:FREAKYTRVLRS@Gmail.com)