

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.09.2020

CORAM :

The Hon'ble Mr.A.P.SAHI, THE CHIEF JUSTICE

AND

The Hon'ble Mr.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.Nos.15216 and 15217 of 2017
and WMP Nos16505 and 16506 of 2017

P. Senthilkumar Petitioner in both the writ
petitions

Vs

1. Union of India,
Ministry of Finance,
Department of Revenue,
represented by its Secretary (Revenue),
North Block,
New Delhi - 110 024.
 2. The Adjudicating Authority,
Member (Admn.),
under the Prevention of Money Laundering Act, 2002,
4th floor, Jeevan Deep Building,
Parliament Street,
New Delhi - 110 001
 3. The Deputy Director,
Directorate of Enforcement,
2nd and 3rd floor,
Murugesu Naicker Complex,
No.84, Greaves Road,
Thousand Lights, Chennai - 600 006
... Respondents in W.P.No.15216 of 2017
- 1 The Adjudicating Authority
Member (Admin) Under the Prevention of
Money Laundering Act 2002 4th Floor
Jeevan Deep Building Parliament Street New
Delhi-110 001
 - 2 The Deputy Director
Directorate of Enforcement

2nd and 3rd Floor
Murugesu Naicker Complex
No.84, Greaves Road,
Thousand Lights Chennai-06

- 3 P.R.P.Granites rep by the
Managing Partner Shri.P.Palanisamy
Near Veerakaliamman Koil Keelavalavu Village
Melur Taluk Madurai District
- 4 P.R.P.Exports rep by the
Managing Partner Shri.P.Palanisamy
Therkuthuru Village Melur Taluk
Madurai District
- 5 P.Palanisamy
- 6 P.Suresh Kumar
- 7 P.Selvi W/o.P.Palanisamy
- 8 S.Chandralekha
- 9 A.Maharajan
- 10 M.Sivaranjani
- 11.The Chief Manager,
M/s.Indian Bank,Madurai Branch,
Madurai
- 12 The Chief Branch Manager
M/s.State Bank of India Commercial Branch
Madurai .. Respondents in W.P.No.15717 of 2017

Prayer in W.P.No.15216 of 2017:

Writ Petition filed under Article 226 of the Constitution of India praying this Court to issue a Writ of Declaration declaring that the second proviso to section 5(1) of the Prevention of Money Laundering Act, 2002 as ultra vires.

Prayer in W.P.No.15217 of 2017:

Writ Petition filed under Article 226 of the Constitution of India praying this Court to issue a Writ of Certiorari to call for the records pursuant to the impugned confirmation order in O.C. No.671/ 2017 dated 26.04.2017 of the 1st Respondent pertaining to Provisional Attachment Order in No.22/2016 dated 09.12.2016 in the ECIR in CEZO/ 15/ 2013 dated 13.12.2013 and

Complaint dated 28.12.2016 of the 2nd Respondent and quash the same

For Petitioner : Mr.S. Dhayaleswaran
(in both WPs)
For Respondents : Ms.G. Hema,
SPC
for R1 in WP.15216/17 and
for R1&R2 in WP.15217/17

COMMON ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

These writ petitions are filed praying for striking down the second proviso to Section 5(1) of Prevention of Money Laundering Act, 2002.

2. The learned counsel has submitted a letter to the Registry dated 09.09.2020, praying for withdrawal of the writ petition.

3. Ms.G. Hema, learned counsel appearing for the respondents has no objection to the same.

4. The writ petitions are dismissed as withdrawn. No costs. Consequently connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

sr
To

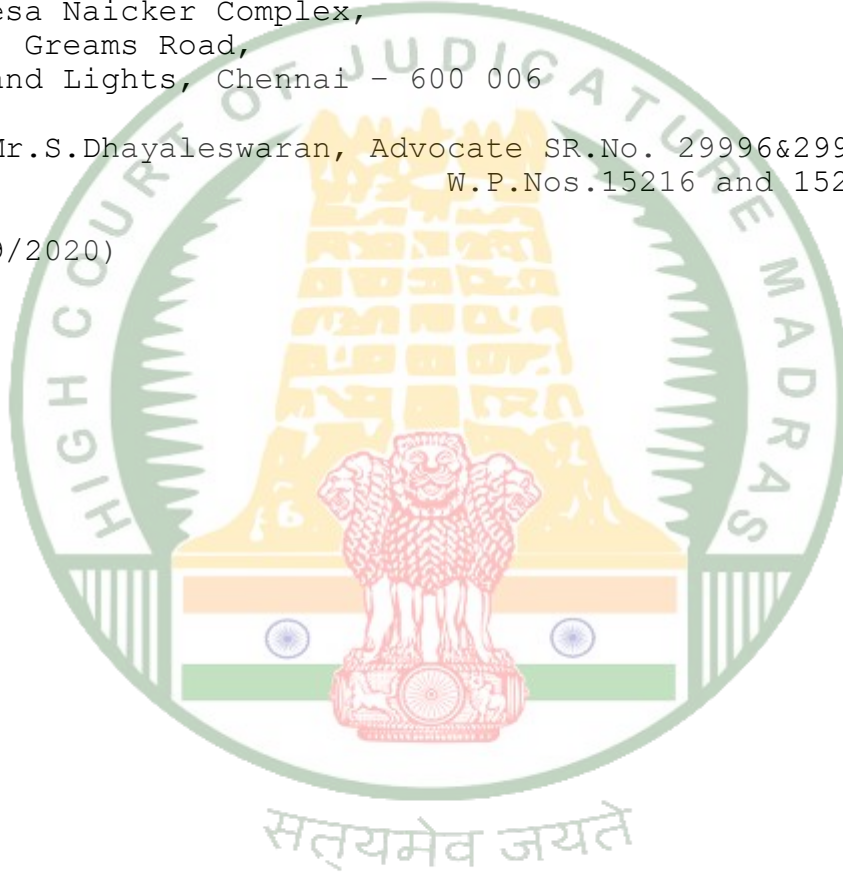
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+2ccs to Mr.S.Dhayaleswaran, Advocate SR.No. 29996&29997
W.P.Nos.15216 and 15217 of 2017

ssv co
A.SK(22/09/2020)



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