

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.02.2021

CORAM

THE HON'BLE MR.JUSTICE P.N.PRAKASH
AND
THE HON'BLE MR.JUSTICE V.SIVAGNANAM

W.P.NO.2594 OF 2021

Union Bank of India

Rep. By its Asst.General Manager,
Stressed Asset Management Branch,
1st Floor, No.95/137, Chandramothi Building,
Anna Salai, Chennai.

... Petitioner

Vs.

1. The Deputy Director,
Directorate of Enforcement,
Ministry of Finance,
Department of Revenue,
Chennai Zonal Office, 2nd and 3rd Floor,
Murugesu Naicker Complex,
No.84, Greaves Road, Chennai - 06.
2. The Hon'ble Chairperson,
Adjudicating Authority,
Under the Prevention of
Money Laundering Act, 2002,
No.26, 4th Floor,
Jeevan Deep Building,
Parliament Street, New Delhi - 110 001.
3. M/s.SLO Industries Limited
Rep. By its Resolution Professional,
Mr.C.Ramasubramaniam,
403/D, 2nd Floor, TH Road,
Chennai - 600 019.

.. Respondents

Prayer:-

Petition filed under Article 226 of the Constitution of India praying to issue a writ of certiorari calling for the records of the 1st respondent herein in Order No.02/2020 dated 06.10.2020 and quash the same insofar as the properties morefully described in the Schedule to the writ petition.

For Petitioner .. Mr.Srinath Sridevan
For Respondents .. Mr.N.Ramesh
Special Public Prosecutor
(Enforcement Directorate)
for respondents 1 and 2

ORDER
(Made by P.N.PRAKASH, J.)

Seeking to issue a writ of certiorari to call for the records of the first respondent herein in Order No.02/2020, dated 06.10.2020, and quash the same insofar as the properties more fully described in the Schedule, the present writ petition has been filed.

2. In the opinion of this Court, a challenge to the show cause notice at the threshold cannot be maintained, inasmuch as the petitioner can always approach the adjudicating authority under Section 8 of the Prevention of Money Laundering Act, 2002, and place all the facts before them including the submission that some of the properties that have been provisionally attached have been acquired by the alleged accused prior to the cause of action.

3. With the above observation, this writ petition is closed. No costs. Consequently, connected W.M.P.Nos. 2929 & 2930 of 2021 are closed.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

ssm

To

1. The Deputy Director,
Directorate of Enforcement,
Ministry of Finance, Department of Revenue,
Chennai Zonal Office, 2nd and 3rd Floor,
Murugesu Naickar Complex, No.84, Greaves Road,
Chennai - 06.

2. The Hon'ble Chairperson,
Adjudicating Authority,
Under the Prevention of Money Laundering Act, 2002,
No.26, 4th Floor, Jeevan Deep Building,
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+1cc to Mr.Srinath Sridevan, Advocate, S.R.No.7465

W.P.No.2594 of 2021

SS (CO)
CS/16/03/2021



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