

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.02.2021

Coram

The Honourable Mr. Justice P.N.PRAKASH
and

The Honourable Mr. Justice V.SIVAGNANAM

W.P.No.18958 of 2018
and W.M.P.No.22360 of 2018

G.Natarajan

.. Petitioner

Vs.

- 1.The Special Director
Directorate of Enforcement Southern Region,
Shastri Bhawan, 3rd Floor, 3rd Block,
B-Wing, No.26, Haddows Road,
Chennai - 600006.
- 2.The Joint Director,
Directorate of Enforcement Cochin Zonal Office,
"Kanoos Castle", A.K.Sheshadri Road,
(Mullassery Canal Road - West)
Cochin - 682011.
- 3.The Deputy Director,
Directorate of Enforcement Cochin Zonal Office
"Kanoos Castle", A.K.Sheshadri Road,
(Mullassery Canal Road - West)
Cochin - 682011.
- 4.The Assistant Director,
Directorate of Enforcement Cochin Zonal Office
"Kanoos Castle", A.K.Sheshadri Road,
(Mullassery Canal Road - West)
Cochin - 682011.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Declaration to declare that the Enforcement Directorate/respondents herein have no jurisdiction to initiate proceedings as against the petitioner after investigation, followed by filing complaint u/s 5(5) of the Act in respect of ECIR/04/KCZO/2014 under the Prevention of Money Laundering Act, 2002 and consequently forbear the respondents from taking any proceedings against the petitioner pursuant to summons issued in Ref.No.F.No.ECIR/04/KCZO/2014/719 dated 25.05.2018 by the third respondent and by issuing any other summons under Section 50(2) & (3) of Prevention of Money

Laundering Act to attach the properties of the petitioner and his companies under Section 5 of the Prevention of Money Laundering Act, 2002.

For Petitioner : Mr.G.Sankaran
For Respondents : Mr.N.Ramesh
Special Public Prosecutor (ED)

ORDER

[Order of the Court was made by *P.N.PRAKASH, J.*]

This writ petition is filed to declare that the Enforcement Directorate/respondents herein have no jurisdiction to initiate proceedings as against the petitioner after investigation, followed by filing complaint under the Prevention of Money Laundering Act, 2002 and consequently, to forbear the respondents from taking any proceedings against the petitioner pursuant to summons dated 25.05.2018 by the third respondent and by issuing any other summons under Section 50(2) & (3) of Prevention of Money Laundering Act to attach the properties of the petitioner and his companies under Section 5 of the Prevention of Money Laundering Act, 2002

2. In view of the order passed by a Division Bench of this Court in *John Kennedy and others Vs. Joint Director*, this Writ Petition is dismissed as not maintainable. Liberty is given to the petitioner to work out his remedy in the manner know to law before the appropriate forum. No costs. Connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS VII)

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Sub Assistant Registrar

To

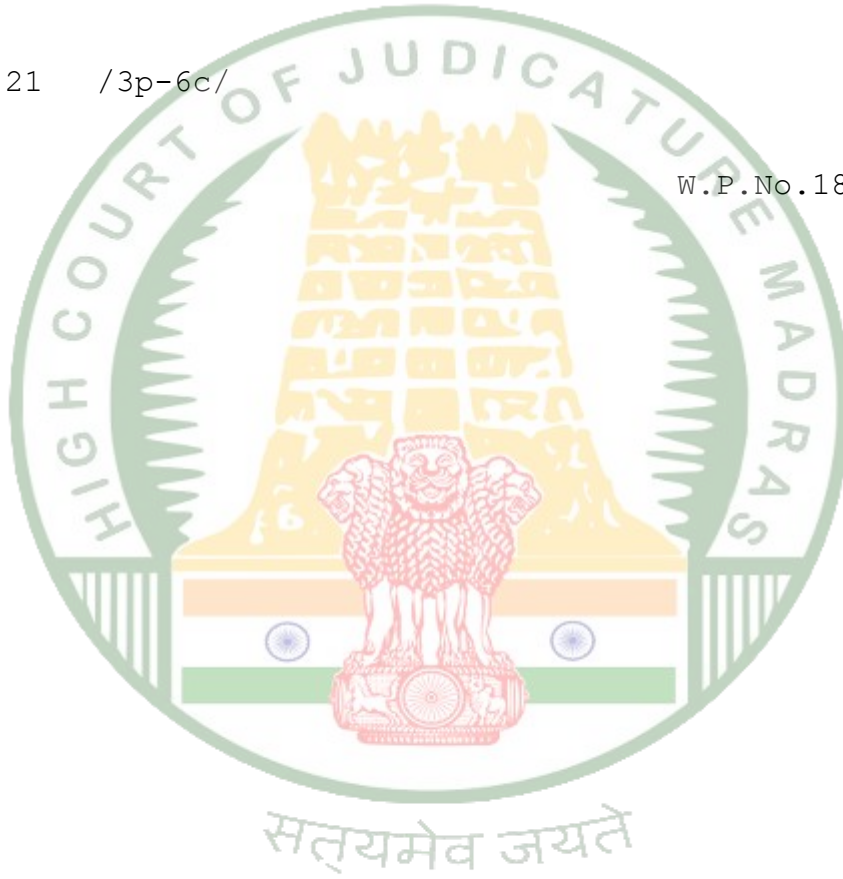
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4.The Assistant Director,
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(Mullassery Canal Road - West)
Cochin - 682011.

5.The Public Prosecutor,
Madras High Court,
Chennai - 600 104.

akm/18.03.21 /3p-6c/

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