

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.02.2021

Coram

The Hon'ble Mr. Justice P.N.PRAKASH
and
The Hon'ble Mr. Justice V.SIVAGNANAM

W.P.No.5160 of 2017

1.N.Jayamurugan

2.M/s.Anitha Estates Private Limited,
Old No.47, New No.99, Canal Bank Road,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
N.Jayamurugan.

3.M/s.Anitha Infrastructure & Property
Developers Private Limited,
Old No.47, New No.99, Canal Bank Road,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
N.Jayamurugan.

4.M/s.Jay Gee Hitech Infraventures
Private Limited,
Old No.47, New No.99, Canal Bank Road,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
N.Jayamurugan.

5.M/s.Nandhini Property & Developer
Private Limited,
Old No.40, Ist Cross Street,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
N.Jayamurugan.

6.M/s.NJM Enterprises Private Limited,
Old No.47, New No.99, Canal Bank Road,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
C.Mariappan.

7.M/s.NJM Estates & Foundations
Private Limited,
Old No.47, New No.99, Canal Bank Road,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
C.Mariappan.

8.M/s.Pavithra Property Developer
Private Limited,
Old No.47, New No.99, Canal Bank Road,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
N.Jayamurugan.

9.SNJ Infrastructure & Property
Developer Private Limited,
Old No.47, New No.99, Canal Bank Road,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
N.Jayamurugan.

10.SNJ Promoters & Property Developers
Private Limited,
Old No.47, New No.99, Canal Bank Road,
C.I.T.Nagar, Nandanam,
Chennai - 600 035.
Represented by its Director
N.Jayamurugan.

.. Petitioners

Vs.

1.The Directorate of Enforcement,
Represented by its Director,
Government of India, 6th Floor,
Lok Naik Bhavan, Khan Market,
New Delhi - 110 003.

2.The Special Director,
Directorate of Enforcement,
Southern Region,
Shastri Bhawan, 3rd Floor,
3rd Block, B-Wing, No.26,
Haddows Road,
Chennai - 600 006.

3.The Deputy Director,
Directorate of Enforcement,
Cochin Zonal Office,
"Kanoos Castle", A.K.Sheshadri Road,
(Mullasery Canal Road - West),
Cochin - 682 011.

4.The Assistant Director,
Directorate of Enforcement,
Cochin Zonal Office,
"Kanoos Castle", A.K.Sheshadri Road,
(Mullasery Canal Road - West),
Cochin - 682 011.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of certiorarified, calling for the records of the 3rd respondent in Provisional Attachment Order No.2/2017 in ECIR/4/KCZO/2014 (AZ), dated 09.02.2017 issued by the 3rd respondent under Section 5(1) of the Prevention of Money Laundering Act, 2002 and quash the same as without jurisdiction and ultra vires Section 5 (1) of the Prevention of Money Laundering Act, 2002.

For Petitioners : Mr.A.Ramesh,
Senior Counsel
& Mr.Sathish Parasaran,
Senior Counsel
for Mr.N.R.R.Arun Natarajan

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

ORDER

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

In view of the order passed by a Division Bench of this Court in John Kennedy and others Vs. Joint Director¹, this writ petition is dismissed as not maintainable. Liberty is given to the petitioners to work out their remedies in the manner know to law before the appropriate forum.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

nsd

1 WPNos.25177 and 25231 of 2019 decided on 17.12.2020

To

1.The Director
Directorate of Enforcement,
Government of India, 6th Floor,
Lok Naik Bhavan, Khan Market,
New Delhi - 110 003.

2.The Special Director,
Directorate of Enforcement,
Southern Region,
Shastri Bhawan, 3rd Floor,
3rd Block, B-Wing, No.26,
Haddows Road,
Chennai - 600 006.

3.The Deputy Director,
Directorate of Enforcement,
Cochin Zonal Office,
"Kanoos Castle", A.K.Sheshadri Road,
(Mullasery Canal Road - West),
Cochin - 682 011.

4.The Assistant Director,
Directorate of Enforcement,
Cochin Zonal Office,
"Kanoos Castle", A.K.Sheshadri Road,
(Mullasery Canal Road - West),
Cochin - 682 011.

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

+1 cc to M/s.Uma Advocate sr7038

W.P.No.5160 of 2017

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