

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CM-9138-CWP-2021 in/and
CWP-9987-2021 (O&M)
Date of decision : 20.07.2021**

Shiv Lal Pabbi

.....Petitioner

versus

Union of India and others

..... Respondents

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI
HON'BLE MR.JUSTICE VIKAS BAHL**

Present :- Mr. Vikarm Chaudhary, Senior Advocate with
Mr. S.S.Gill, Advocate for the petitioner.

Mr. Satya Pal Jain, Additional Solicitor General of India
assisted by Mr. Sanjay Vashisth, Senior Panel Counsel
for respondent No.1.

Mr. Zoheb Hossain, Special Counsel for ED and
Mr. Vishal Gupta, Senior Panel Counsel for
respondent No.2.

AJAY TEWARI, J. (Oral)

1. This petition has been filed for striking down the provisions of Section 58 of the Prevention of Money Laundering Act, 1952 occurring in Chapter IX thereof and to read down the same in harmony with sub-section (6) of Section 60 and to quash the ECIR No.HQ-STF/15/2020 dated 07.09.2020 registered by respondent No.2 under Section 3 read with Section 4 of PMLA and to quash the original Application bearing O.A. No.459/2021 dated 12.3.2021 (Annexure P-2) under Section 17 (4) of PMLA by respondent No.2 before the adjudicating authority and to quash the show cause notice dated 17.3.2021 (Annexure P-3) issued by respondent No.2 to the petitioner under Section 8(1) of PMLA.

2. On the last date of hearing i.e. 12.7.2021 the arguments were heard and judgment was reserved.

3. Today learned counsel for the applicant-petitioner has filed application for withdrawal of the main case.
4. Notice of the application.
5. Mr. Satya Pal Jain, Additional Solicitor General of India appears and accepts notice on behalf of the non-applicant/respondent No.1 and Mr. Zoheb Hossain, Special Counsel for ED and Mr. Vishal Gupta, Senior Panel Counsel appear and accepts notice on behalf of non-applicant/respondent No.2. All the learned counsel state that they have no objection if the application is allowed.
6. Consequently, the application is allowed and the main case stands dismissed as withdrawn.
7. Since the main case has been decided, the pending application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(VIKAS BAHL)
JUDGE

20.07.2021
anuradha

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No