



W.P.No.10953 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 13.10.2022

CORAM

THE HONOURABLE Mr. JUSTICE P.N.PRAKASH
AND
THE HONOURABLE Mr. JUSTICE RMT.TEEKAA RAMAN

W.P.No.10953 of 2021

AND

W.M.P.Nos.11588 & 11589 of 2021

1.M/s.SLO Buildcon P Ltd.
Rep. by its Director
Anil Kumar Ojha
39-40 Vishvesvaria Nagar
Near Gopalpura Fly over
Jaipur, Rajasthan 302 018

2.M/s.SLO Steels Ltd.
Rep. by its Director
Anil Kumar Ojha
No.403/D, T.H.Road
Tiruvottiyur
Chennai 600 019

3.M/s.Mahalakshmi Steel and Scrap Processing P Ltd.
Rep. by its Director
Anil Kumar Ojha
No.403/D, T.H.Road
Tiruvottiyur
Chennai 600 019



W.P.No.10953 of 2022

4. Anil Kumar Ojha
5. Sunitha Ojha
6. Arun Kumar Sharma
7. Mamta Sharma
8. Ashok Kumar Sharma

.. Petitioners

Vs.

Deputy Director
O/o. The Joint Director
Directorate of Enforcement
Chennai Zonal Office-I
2nd and 3rd Floor, Murugesu Naicker Complex
No.84, Greaves Road, Chennai 600 006

.. Respondent

Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus, directing the respondent not to act upon the impugned notice issued in reference number F.No.ECIR/CEZO-I/03/2019 dated 08.04.2021 until the petitioner's stay application is heard before the PMLA Appellate Authority.

For Petitioner : Mr. Vasa Lohith Kumar Prithivi

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

ORDER

[Made by P.N.PRAKASH, J.]

Seeking a direction to the respondent, not to act upon the impugned notice issued in reference number F.No.ECIR/CEZO-I/03/2019 dated



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08.04.2021 until the petitioner's stay application is heard before the PMLA

Appellate Authority, the instant writ petition has been filed.

2. During one of the earlier hearings, *i.e.*, on 22.06.2021, this Court passed an order of interim stay of possession notice dated 08.04.2021 and also eviction notice dated 15.04.2021, both issued by the Enforcement Directorate, for a period of six weeks on the ground that no Presiding Officer was appointed to the Appellate Tribunal under the Prevention of Money-Laundering Act. The said order of interim stay was extended by this Court from time to time. Now that a Presiding Officer has been appointed, we cannot extend the order of stay granted by us, as that would amount to encroaching into the domain of the Appellate Tribunal.

Hence, this writ petition stands closed and it is open to the petitioners to work out their remedies before the Appellate Tribunal. No costs. Connected miscellaneous petitions also closed.

(P.N.P.,J.) (T K R, J.)
13.10.2022

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P.N.PRAKASH, J.
AND
RMT.TEEKAA RAMAN, J.
gva

To

1.The Deputy Director
O/o.The Joint Director
Directorate of Enforcement
Chennai Zonal Office-I
2nd and 3rd Floor, Murugesu Naicker Complex
No.84, Greaves Road, Chennai 600 006

2.The Public Prosecutor
High Court
Madras

W.P.No.10953 of 2021

3.The Appellate Tribunal (ATFP)
Ministry of Finance
Department of Revenue
4th Floor, 'A' Wing
Loknayak Bhawan, Khan Market
New Delhi 110 003
(Appeal Nos.4063, 4064, 4075, 4076,
4081, 4082, 4088 & 4089 of 2021)

13.10.2022