



WEB COPY



Crl.O.P.No.29378 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.12.2022

Coram

The Honourable Mr. Justice **P.N.PRAKASH**
and
The Honourable Mr. Justice **N.ANAND VENKATESH**

Criminal Original Petition No.29378 of 2022

D.P.Gupta

..... Petitioner

-Versus-

The Deputy Director,
Directorate of Enforcement,
[The Prevention of Money Laundering Act, 2002],
Ministry of Finance,
Department of Revenue,
2nd and 3rd Floor, C-Block, Murugesan Naicker
Office Complex,
84, Greams Road, Thousand Lights, Chennai 600006.

.... Respondents

Petition filed under Section 482 of the Code of Criminal Procedure, praying to call for the records relating to the complaint in C.C.No.56 of 2018 on the file of the learned Principal Sessions Judge, Chennai, dated 22.10.2018 and to quash the same insofar as it relates to the petitioner.

For Petitioner : Mr.G.Suresh Babu

For Respondents : Mr.N.Ramesh,
Spl. Public Prosecutor (ED
Cases)



Crl.O.P.No.29378 of 2022

ORDER

[Order of the Court was made by N.ANAND VENKTESH.J.,]

WEB COPY

This Criminal Original Petition has been filed seeking to quash the complaint in C.C.No.56 of 2018 on the file of the learned Principal Sessions Judge, Chennai.

2. When the matter was taken up for hearing, the learned Special Public Prosecutor, brought to the notice of this court the order passed by the Apex Court in SLP (Crl) No.10627 of 2019 dated 02.12.2022. The relevant portion of the order is extracted hereunder:-

“Learned Solicitor General fairly states that since there is a closure report in respect of the predicate offence which has been accepted, the present proceeding will not survive and consequently the ECIR No.CEZO/01/2017 stands quashed).”

3. The present prosecution in C.C.No.56 of 2018 stem from ECIR No.01/2017 on the file of the Directorate of Enforcement, Chennai, which has been quashed by the Apex Court. Consequently, this original petition



Crl.O.P.No.29378 of 2022

deserves to be allowed and the C.C.No.56 of 2018 on the file of learned Principal Sessions Judge, Chennai, is liable to be quashed.

In the result, this Criminal Original Petition is allowed and criminal prosecution in C.C.No.56 of 2018 on the file of learned Principal Sessions Judge, Chennai, is hereby quashed

(P.N.P., J.) (N.A.V.,J.)
16..12..2022

Index: Yes/No
kmk

To

- 1.The Principal Sessions Judge, City Civil Court, Chennai,
- 2.The Deputy Director, Directorate of Enforcement,
[The Prevention of Money Laundering Act, 2002],
Ministry of Finance,
Department of Revenue,
2nd and 3rd Floor, C-Block, Murugesan Naicker
Office Complex,
84, Greaves Road, Thousand Lights, Chennai 600006.
- 3.The Spl. Public Prosecutor (ED cases), High Court, Madras.



WEB COPY



Crl.O.P.No.29378 of 2022

P.N.PRAKASH.J.,
AND
N.ANAND VENKATESH.J.,

kmk

Crl.O.P.No.29378 of 2022

16..12..2022