

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

CWP No.4523 of 2022 (O&M)

Date of Decision:08.03.2022

M/s SRS Limited

.....Petitioner

Versus

Deputy Director, Directorate of Enforcement, Gurugram, Chandigarh

..... Respondents

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Anand Chhibber, Sr. Advocate with
Mr. S.S. Brar, Advocate
for the petitioner.

AJAY TEWARI, J(Oral)

1. This petition has been filed praying for quashing of the orders dated 22.02.2022 (Annexure P-1) issued under the provision of Section 8(4) of the PMLA Act, 2002 by the Deputy Director, Enforcement of Directorate, Gurugram Zonal Office, Chandigarh for taking possession of the various assets of the petitioner forming part of the Liquidation estate of the Corporate Debtor, attached vide Provisional Attachment Order No.1 of 2020 dated 08.01.2020 (Annexure P-3). Learned Senior counsel has fairly accepted that there is a remedy of an appeal and has infact filed an appeal before the Tribunal, but the Tribunal is not functional and consequently he is constrained to move this Court by way of writ petition.

2. Notice of motion.

3. Mr. Alok Jain, Standing counsel on behalf of the respondent, appears and accepts notice on behalf of the respondents and has very fairly accepted that the Tribunal is yet not functional.

4. In the circumstances, we dispose of the present petition with a direction that till such time the application for stay is considered and decided by the Tribunal, no coercive action be taken against the petitioner.

5. Petition stands disposed of in above terms.

6. Since the main case has been decided, the pending application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(PANKAJ JAIN)
JUDGE

March 08, 2022
rekha

Whether speaking/reasoned : *Yes/No.*
Whether reportable : *Yes/No.*