

ITEM NO.16 Court 3 (Video Conferencing) SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 4840/2022

(Arising out of impugned final judgment and order dated 03-03-2022 in WPL No. 6527/2022 passed by the High Court Of Judicature At Bombay)

YOGESH NARAYANRAO DESHMUKH & ANR. Petitioner(s)

VERSUS

DIRECTORATE OF ENFORCEMENT Respondent(s)

(IA No.39165/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 01-04-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s) Mr. Rajiv Chavan, Sr. Adv.
 Ms. Yugandhara Pawar Jha, Adv.
 Mr. Kunal Verma, AOR
 Ms. Priyanka Dubey, Advocate
 Mr. Vipul Agrawal, Advocate
 Mr. Arjun Kant, Advocate
 Mr. Shaurya Dhoundiyal, Advocate
 Mr. Ashwin Kumar Nair, Advocate

For Respondent(s) Mr. Tushar Mehta, SG (NP)
 Mr. S. V. Raju, ASG
 Ms. Kanu Agrawal, Adv.
 Ms. Swati Ghildiyal, Adv.
 Mr. Mayank Malhotra, Adv.
 Mr. Mukesh Kumar Maroria, AOR

UPON hearing the counsel the Court made the following
O R D E R

Exemption from filing certified copy of
the impugned judgment is allowed.

It is brought to our notice that pursuant

to order dated 28.03.2022, the petitioners served copy of the petition on the Central Agency on 30.03.2022. That order clearly recorded that the matter will be taken up on 01.04.2022. Despite that, the officials of the respondent proceeded to seal the property in question and take symbolic possession on 31.03.2022.

The basic question involved in this petition is whether the provisional attachment order dated 03.06.2021 ceased to be in force on expiry of 180 days and if that issue is answered in favour of the petitioner, obviously no action could be taken by the authority on the basis of such order.

We call upon the respondent to explain the position and take remedial measures, as may be advised and submit response before the next date.

List this matter on 08.04.2022.

(NEETU KHAJURIA)
COURT MASTER

(VIDYA NEGI)
COURT MASTER