

M 87/2026

Punit Kumar vs. Directorate of Enforcement

30.05.2026

The undersigned is also working as 1st Link of Ms. Deepti Devesh, Ld. ASJ, SFTC, who is on leave today.

This is an application u/s 8(6) of PMLA, 2002 filed on behalf of applicant/accused Punit Kumar for release of properties retained/attached by the prosecution, which is pending adjudication.

Present: Applicant Punit Kumar with Ld. Counsels Sh. Jai Anant Dehadrai, Sh. Debopriyo Moulik and Sh. Krishna Kant. Sh. Simon Benjamin, Ld. SPP for ED (through VC).

1. The arguments have already been tendered at length and concluded. However, the matter was only regarding uprising the court about status of revision petition stated to be filed by the ED.

2. Ld. SPP for ED submits that the revision petition against the order of discharge was filed, however, due to objections, it was refiled and would be listed after vacations.

3. Ld. Counsel for applicant/accused has submitted that the statement by Ld. SPP for ED vide order dated 07.05.2026 was wrong as there is no stay on the judgment of Hon'ble High Court of Delhi in case titled as *Directorate of Enforcement vs. Akhilesh Singh* and the law laid down therein still holds good. He has further submitted that since the properties were released in that matter, *status quo* has been granted qua the properties only and there is no direction for the court in the said order.

4. However, Ld. SPP for ED submits that the interpretation of words "shall" used in Section 8(6) of PMLA has been referred to a larger Bench, which has also been regarded as incorrect by the Ld. Counsel for applicant/accused.

5. Ld. SPP for ED is directed to place on record the relevant order whereby the issue in question has been stayed and referred to the Larger Bench.

6. At the request of Ld. SPP for ED, be taken up again at 3:00 pm.

(Shefali Barnala Tandon)
ASJ-06/NDD/PHC/30.05.2026 (r)

At 3:00 pm.

Present: **As above.**

Case laws filed by Ld. Counsels for both the parties. Copy supplied.

Put up for orders on **02.06.2026 at 3:00 pm.**

(Shefali Barnala Tandon)
ASJ-06/NDD/PHC/30.05.2026 (r)