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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CRL.M.C. 2373/2025**

KARTI P. CHIDAMBARAM

.....Petitioner

Through: Mr. Sidharth Luthra, Senior Advocate
with Mr. Arshdeep Singh Khurana,
Mr. Akshat Gupta, Mr. Sidak Singh
Anand, Mr. Shrey Nautiyal and Ms.
Madhusruthi N. Adv.

versus

DIRECTORATE OF ENFORCEMENT

.....Respondent

Through: Mr. Zoheb Hossain, Spl. Counsel for
ED, Mr. Vivek Gurnani, Panel
Counsel, Mr. Kartik Sabharwal, Mr.
Pranjal Tripathi, Mr. Suradhish Vats,
Mr. Kanishk Maurya and Mr. Daanish
Abbasi, Advocates.

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

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07.04.2025

CRL.M.A. 10685/2025 (EXEMPTION)

Allowed, subject to all just exceptions.

The application stands disposed of.

CRL.M.C. 2373/2025 & CRL.M.A. 10684/2025 STAY

1. By this petition, the petitioner is seeking quashing of the order dated 28.03.2025 passed by the learned Special Judge (PC Act) (CBI)-09, Rouse Avenue District Court, New Delhi in Case No. Ct. Case No. 05/2024.



2. Vide the impugned order dated 28.03.2025, the learned Special Judge dismissed the application bearing I.A.No. 02/2024 dated 18.10.2024 preferred by the petitioner under Section 346(2) Bhartiya Nagrik Suraksha Sanhita (BNSS) inter alia seeking deferment of argument on charge until the charges are framed against the petitioner in the prosecution of the alleged predicate offence i.e Case No. CBI/118/2024 pending before the learned Special Judge.
3. Mr. Luthra, learned senior counsel appearing for the petitioner submits that the learned Special Judge has failed to appreciate that the foundational fact for initiating the continuance of proceedings for a money laundering offence is the existence of a crime set out in the schedule and proceeds of crime generated from such scheduled offence. Hence, if any individual is discharged or acquitted in the scheduled offence or succeeds in quashing, the money laundering offence cannot be proceeded with.
4. It has been submitted that trial of scheduled offence before the learned Special Judge is still at the stage of scrutiny and supply of documents whereas for the PMLA offence, the matter is listed before the learned Special Judge on 15.04.2025 for finalization of charges.
5. Mr. Hossain, learned Special counsel for the ED submits that in the case of ***S. Martin Vs. Directorate of Enforcement (SLP (Crl) 4768/2024***, the Hon'ble Supreme Court has passed an order dated 04.04.2025 stating that trials for the scheduled offence as also under PMLA may continue independently, however, the pronouncement of the final judgement shall await the outcome of the decision in the trial of predicate offence.
6. It is further submitted that similar order has been passed today in the case of ***Mahavir Prasad Rungta vs. Directorate of Enforcement (SLP (Crl)***



12353/2024. However, it is submitted that copies of the said orders are yet not uploaded, and has made request that the matter may be listed for 09.04.2025.

7. List on 09.04.2025 at 2:15 PM. Mr. Hossain also undertakes to place on record the copies of the orders so passed in the aforesaid case along with the relevant record.

RAVINDER DUDEJA, J

APRIL 7, 2025/ib/ia