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

+ W.P.(C) 13389/2025 and CM APPL.54865/2025 (Stay)

EMAAR INDIA LIMITED & ORS.Petitioners

Through: Mr. Sandeep Sethi (Sr. Adv) along
with Mr. Atul Sharma, Mr. Abhinav
Sharma, Mr. Dipan Sethi, Mr.
Snehashish Bhattacharya, Advs.

versus

DIRECTORATE OF ENFORCEMENT

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

% **01.09.2025**

CM APPLs.54866/2025, 54867/2025 (Exemption)

1. Allowed, subject to all just exceptions.
2. The applications stand disposed of.

W.P.(C) 13389/2025

3. The present petition has been filed by the petitioner seeking that the concerned Adjudicating Authority be restrained from passing any order in the pending proceedings under Section 13 of the Foreign Exchange Management Act (FEMA) until a final decision is rendered made by the Reserved Bank of India (RBI) on the compounding applications filed by the petitioners.
4. It is submitted that if the Adjudicating Authority passes a final order imposing any penalty under Section 13 of the FEMA, the compounding applications filed by the petitioners will be rendered infructuous. It is submitted that the petitioners' compounding applications are in the process of being considered.



5. It is submitted that petitioners submitted the compounding applications pursuant to a suggestion made during the course of hearing on 16.06.2025, despite the *bona fide* belief that the petitioners were not guilty of any contravention under FEMA.
6. Issue notice to the respondents through all permissible modes, including electronically and also through the concerned Standing Counsel.
7. Learned senior counsel for the petitioner submits that the next date of hearing before the Adjudicating Authority is scheduled for 02.09.2025. It is submitted that if the proceedings are culminated on the said date, the present petition would be rendered infructuous.
8. In the circumstances, liberty is granted to the petitioner to request to the Adjudicating Authority for an adjournment on the next date of hearing (i.e. 02.09.2025).
9. List on 24.09.2025.
10. Order *dasti*.

SACHIN DATTA, J

SEPTEMBER 1, 2025/uk