

IN THE HIGH COURT OF JHARKHAND, RANCHI
W.P. (Cr.) No. 1166 of 2023

Devendra Kumar, aged about 50 years, son of Tipan Pandit, resident of
Pratap Nagar, Gali No.2 Jamua, Godda, P.O. and P.S. – Godda, District –
Godda, Jharkhand

.... Petitioner

-- Versus --

Directorate of Enforcement, through its Deputy Director, having its office
at Plot No.1520/B, Airport Road, P.O. and P.S. Hinoo, District – Ranchi,
Jharkhand, 834002

.... Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner	:-	Mr. Sumeet Gadodia, Advocate
	:-	Mr. Prakhar Harit, Advocate
For the State	:-	Mr. Amit Kumar Das, Advocate

07/09.09.2024 Learned counsel appearing for the petitioner submits that the certified copy of ECIR has not been supplied to the petitioner and in view of that the said has not been annexed to the petition and the office has made objection for that. He submits that the FIR filed which said to be predicate offence has already been quashed by this Court and the only allegation for predicate offence was under Section 120B of the IPC. He submits that the case of the petitioner is covered in the light of judgment of Hon'ble Supreme Court in the case of ***Yash Tuteja & Anr. versus Union of India & Ors. in W.P. (Cr.) No.153 of 2023.***

2. Learned counsel appearing for the Directorate of Enforcement accepts that the certified copy of the ECIR has not been supplied in the light of judgment of Hon'ble Supreme Court in the case of ***Vijay Madanlal Chowdhary versus Union of India reported in (2022) SCC OnLine SC 929.***

3. In view of the above the surviving defect is ignored.

4. I.A. No.11438 of 2023 is disposed of.

5. Let this matter appear for Orders in the next week.

(Sanjay Kumar Dwivedi, J.)

Sangam/