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

+ **W.P.(C) 7966/2023**

**VENKATESHWARA HATCHERIES PRIVATE LIMITED**

.....Petitioner

Through: Mr. Dayan Krishnan, Senior  
Advocate with Mr. Vishal Khattar,  
Ms. Aneesha, Mr. Shobhit Vyas, Mr.  
Shreedhar Kale, Advocates

versus

**UNION OF INDIA, MINISTRY OF FINANCE, DEPARTMENT OF  
ECONOMIC AFFAIRS & ORS. ....Respondents**

Through: Mr. Ravi Prakash, CGSC for R-1  
Mr. Zoheb Hossain, Mr. Vivek  
Gurnani, Mr. Kartik Sabharwal,  
Advocates for ED

**CORAM:**

**HON'BLE MR. JUSTICE SANJEEV NARULA**

**ORDER**

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**23.09.2024**

**CM APPL. 55991/2024 (application under Section 151 CPC to seek  
directions against Respondent/Enforcement Directorate)**

1. On 16<sup>th</sup> August, 2023, counsel for the Enforcement Directorate (ED), on instructions, stated that the investigation would be concluded within 15 days. Mr. Dayan Krishnan, Senior Counsel for the Petitioner, submits that although it appears that the ED has concluded its investigation, no formal order has yet been issued closing the investigation. Consequently, whenever the Petitioner wishes to transfer any foreign exchange abroad/ make a remittance to its Wholly-Owned Subsidiaries abroad, they are required to



furnish bank guarantees of equivalent amount to the ED. Mr. Krishnan states that this predicament places an immense financial burden on the Petitioner, and accordingly, prays that the ED be directed to pass requisite orders to formally close the investigation initiated against the Petitioner Company and permit the Petitioner to make future remittances without providing equivalent bank guarantees to the ED.

2. Issue notice. Counsel mentioned in the appearance above accept notice.
3. Reply be filed within a period of four weeks from today. Rejoinder thereto, if any, be filed within a period of two weeks thereafter.
4. Re-notify on the date already fixed, i.e. 13<sup>th</sup> November, 2024.

**SANJEEV NARULA, J**

**SEPTEMBER 23, 2024/ab**