

Workshop on Prevention of Money Laundering Act, 2002 for ASJ's (MCOCA/Special Acts/SC&ST Act)

and

Conference for Capacity Building of Public Prosecutors attached with their Courts

27th June, 2020

Venue: Delhi Judicial Academy, Dwarka, Sector - 14, New Delhi - 110078



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A. Statutes

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2.	The Banking Regulation (Amendment) Act, 2017
3.	Benami Transactions (Prohibition) Act, 1988
4.	Benami Transaction Prohibition (Amendment) Act, 2016
5.	Black Money (Undisclosed Foreign Income And Assets) and Imposition of Tax Act, 2015
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B. Manual and Frameworks

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1.	Central Bureau of Investigation	Central Bureau of	http://cbi.nic.in/aboutus/manuals
	(Crime) Manual, 2005	Investigation,	/CrimeManual.pdf
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2.	Comprehensive Guidelines	Central Bureau of	http://www.cbi.gov.in/interpol/i
	Regarding Investigation Abroad	Investigation,	nvletterrogatory.php#Provisions
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3.	Internal Ombudsman Scheme for Scheduled Commercial Banks, 2018	Reserve Bank of India	https://rbidocs.rbi.org.in/rdocs/PressRelease/PDFs/PR542D5D2F2E0ED9F4B58B43C9F205E658763.PDF
4.	Framework for dealing with loan frauds,2015	Reserve Bank of India	https://rbidocs.rbi.org.in/rdocs/n otification/PDFs/CR5900713FD E445A947BC883964ED34BCA 00E.PDF
5.	Master Directions on Frauds – Classification and Reporting by commercial banks and select FIs,2015	Reserve Bank of India	https://rbidocs.rbi.org.in/rdocs/n otification/PDFs/MD28A4C421 E7F7724C07B38E3C6207F354 8E.PDF
6.	Guiding Principles for determination of Place of Effective Management (POEM) of a Company,2017	Ministry of Finance Department of Revenue Central Board of Direct Taxes, Government of India	https://www.incometaxindia.gov .in/news/circular06_2017.pdf

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S. No.	Title
1.	Companies (Second Amendment) Ordinance, 2019
2.	Fugitive Economic Offenders Rules, 2018
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4.	Whistle Blowers Protection (Amendment) Bill, 2015

D. Law Commission of India Reports

S.	Title	Source
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1.	Report No. 276 Legal Framework: Gambling And Sports	http://lawcommissionofindia.nic.in/re
	Betting Including In Cricket In India July 2018	ports/Report276.pdf
2.	Report No.258 Prevention of Bribery of Foreign Public	http://lawcommissionofindia.nic.in/re
	Officials and Officials of Public International	ports/Report258.pdf
	Organisations—A Study and Proposed Amendments August	
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3.	Report No. 254, The Prevention of Corruption	http://lawcommissionofindia.nic.in/re
	(Amendment) Bill, 2013	ports/Report No.254 Prevention of
	(February, 2015)	Corruption.pdf
4.	Report No. 239, Expeditious Investigation and Trial of	http://lawcommissionofindia.nic.in/re
	Criminal Cases Against Influential Public Personalities	ports/report239.pdf
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5.	Report No. 179, Public Interest Disclosure and Protection	http://lawcommissionofindia.nic.in/re
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6.	Report No. 166, Corrupt Public Servant Forfeiture of	http://lawcommissionofindia.nic.in/1
	Property Bill (February, 1999)	01-69/Report166.pdf
7.	Report No. 161, Central Vigilance Commission and Allied	http://lawcommissionofindia.nic.in/1
	Bodies (August, 1998)	01-69/Report161.pdf
8.	Report No. 29, Proposal to Include Certain Social and	http://lawcommissionofindia.nic.in/1-
	Economic Offences in the Indian Penal Code (1966)	50/Report29.pdf

E. Other Reports

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]	. Final Draft:National Anti-Corruption Strategy (2010)	Central Vigilance Commission, Government of India	http://cvc.nic.in/NationalA ntiCorruptionStrategydraft. pdf
2	. Corruption and Human Rights: Making the Connection (2009)	International Council on Human Rights	Policyhttp://www.ichrp.or g/files/reports/40/131_web .pdf

F. International Conventions

S. No	Title	Author	Source
1.	United NationsConvention Against Corruption	General Assembly Resolution 58/4 of 31.10.2003	http://www.unodc.org/doc uments/treaties/UNCAC/P ublications/Convention/08 -50026_E.pdf
2.	United Nations Convention Against Trans-national Organised Crime	General Assembly Resolution 55/25 of 15.11.2000	https://www.unodc.org/do cuments/middleeastandnor thafrica//organised- crime/UN Ited_Nations_ Conve Ntion_Against_Transnatio nal_Organized_Crime_An d_The_Protocols_Thereto. Pdf
3.	United Nations Declaration Against Corruption and Bribery in International Commercial Transactions	General Assembly Resolution 51/191 of 16.12.1996	http://www.un.org/docume nts/ga/res/51/a51r191



G. Case Laws

1. Prevention of Money Laundering Act, 2002

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5. The State v. Kunja Behari Chandra and Ors. (¶ 12) AIR 1954 Pat 3' k) Attachment of Property Supreme Court 1. Binod Kumar v. State of Jharkhand (¶ 31) High Court of Delhi 1. The Deputy Director Directorate of Enforcement Delhi and Ors. v. Axis Bank and Ors. (¶ 163,165,171,173) 2. Mahanivesh Oils & Foods Private Limited Vs. Directorate Of 2016 SCC OnLine Enforcement (¶ 13-30)	neJhar	2014 SCC OnLineJhar		3.
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1. Binod Kumar v. State of Jharkhand (¶¶31) (2011) 11 SCC 4 High Court of Delhi 1. The Deputy Director Directorate of Enforcement Delhi and Ors. v. Axis Bank and Ors. (¶¶163,165,171,173) 2. Mahanivesh Oils & Foods Private Limited Vs. Directorate Of 2016 SCC OnLine Enforcement (¶¶13-30)			Attachment of Property	k)
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 The Deputy Director Directorate of Enforcement Delhi and Ors. v. Axis Bank and Ors. (¶¶163,165,171,173) Mahanivesh Oils & Foods Private Limited Vs. Directorate Of Enforcement (¶¶13-30) 			High Court of Delhi	
Enforcement (\P ¶13-30)		259 (2019) DLT 500	The Deputy Director Directorate of Enforcement Delhi and Ors. v. Axis Bank and Ors. (¶163,165,171,173)	1.
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3. Gautam Khaitan V. Union of India($\P\P$ 8, 8.1, 8.2, 9.3, 10.2, 10.4-10.6, 218 (2015) DL1 10.8, 11.5, 11.6, 12.4, 14.1-14.3, 15)	183	218 (2015) DLT 183	<i>Gautam Khaitan</i> v. <i>Union of India</i> (¶¶ 8, 8.1, 8.2, 9.3, 10.2, 10.4-10.6, 10.8, 11.5, 11.6, 12.4, 14.1- 14.3, 15)	3.



	Other High Courts	
1.	Seema Garg and Ors. vs. The Deputy Director, Directorate of Enforcement(¶19)(P&HHC)	PMLA Nos. 1, 2 and 3 of 2019 (O&M) Dated:06.03.2020
2.	Joint Director, Enforcement Directorate and Others Vs. M/s.Obulapuram Mining Company Pvt Ltd (Karnataka)	2017 SCC online Kar 2304
3.	Shri Ajay Kumar Gupta vs Adjudicating Authority (Pmla) (¶20-21) (Madras)	Crl.O.P.No.10497of 2017 Dated: 13-07-2017
4.	Bhanubenv. State of Gujarat (¶¶ 8, 11, 13, 15, 20, 26, 27, 29) (Gujrat)	Special Criminal Application (Direction) No. 1555 of 2017 Dated: 29.03.2017
5.	Devas Multimedia Private Limited vs. The Joint Director, Directorate of Enforcement, Bangalore Zonal Office and Ors. (¶ 23, 26)	2017 (356)ELT 498 (Kar.)
6.	Sri P. Trivikrama Prasad v. Enforcement Directorate, Hyderabad (¶¶ 38)	2014 SCC OnLineHyd 819
7.	Alive Hospitality &Food Private limited v Union of India (¶10-11, 13, 16)	2013 SCC Online Guj 3909
8.	M. Saraswathy and Ors. vs. The Registrar Adjudicating Authority and Ors. ($\P\P$ 23)	Crl. O.P. No. 2240 of 2011 Decided On: 13.07.2012 (Madras HC)
9.	Karampal Goyal Vs. Assistant Director, Directorate of Enforcement	2012 SCC OnLine P&H 621
10.	Mr. Radha Mohan Lakhotia v The DD (¶¶20-21)	2010 SCC OnLine Bom 1116
	ATPMLA	
1.	Sanjeev Kapoor v. Deputy Director, Directorate of Enforcement, Delhi (¶26)	2019 SCC OnLine ATPMLA 8
<u>l)</u>	Provisional Attachment of Property	
	Appellate Tribunal Under Prevention of Money Laundering Act New Delhi	
1.	PMT Machines Ltd. v. The Deputy Director, Directorate of Enforcement, Delhi(¶¶24-26, 32-34) (Properties acquired before commission of offence cannot be attached as IBC takes precedence over PMLA)	FPA-PMLA- 2792/DLI/2019 Dated: 16.09.2019
m)	Cognizable offence	
	Supreme Court	
1.	P. Chidambaram v. Directorate of Enforcement (¶43)	AIR 2019 SC 4198
	· · · · · · · · · · · · · · · · · · ·	
2.	Nikesh Tarachand Shah v. Union of India (¶¶ 24-29) Rohit Tandon v. Enforcement Directorate (¶¶24-31)	AIR 2017 SC 5500



4.	Manorajana Singh v. Central Bureau of Investigation (¶¶4, 10, 12, 16, 17)	(2017) 5 SCC 218
	High Court of Delhi	
1.	Tariq Ahmed Dhar v.Enforcement Directorate (¶¶ 6, 11, 13)	2013 CrLJ 363
	Other High Court	
1.	Chhagan Chandrakant Bhujbal v. Union of India (¶161)	2016 SCC OnLine Bom 9938
n)	Arrest	
,	Supreme Court	
1.	Arnesh Kumar v. State of Bihar (¶13)	AIR 2014 SC 2756
2.	<i>Union of Indiav. Hassan Ali Khan</i> (¶¶ 10, 11, 12, 13,14, 17)	(2011) 12 SCC 684
	High Court of Delhi	
1.	Vakamulla Chandrashekhar v. Enforcement Directorate and Ors. (¶7)	2017(356)ELT395(Del.)
2.	Moin Akhtar Quereshi v. Union of India	W.P.(CRL) 2465/2017 Dated: 01.12.2017
1.	Other High Courts Chhagan Bhujbal v. Union of India (¶¶ 9, 48, 62, 63, 65, 77, 88, 105, 109, 110, 112-115, 120-124, 133, 136, 149, 199, 200)	2017 (1) Bom CR (Cri) 300
0)	Investigation	
	Supreme Court	
1.	Binod Kumar v. State of Jharkand&Ors.(¶13, 18, 38, 39, 40, 41, 42)	(2011) 11 SCC 463
	Appellate Tribunal under Prevention of Money Laundering Act	
1.	S.K. Sawhney and Ors. vs. The Deputy Director, Directorate of Enforcement, Chandigarh(¶9-14)	FPA-PMLA-971of 2015, Order dated 26-04-2019
p)	Application of Code of Criminal Procedure	
P <i>)</i>	Supreme Court of India	
1.	Ashok Munilal Jain v Assistant Director, Directorate of Enforcement (¶3-6)	(2018) 16 SCC 158
2.	Innoventive Industries Ltd. v. ICICI Bank (¶¶ 51)	AIR 2017 SC 4084
3.	Gautam Kundu v. Manoj Kumar (¶¶ 28, 29)	AIR 2016 SC 106
4.	Directorate of Enforcement v. Deepak Mahajan and Ors. (¶¶39-56)	AIR 1994 SC 1775
	High Court of Delhi	
1.	Abdullah Ali Balsharaf and Ors. v. Directorate of Enforcement (¶¶ 65)	2019 (3) RCR (Criminal)798
2.	Rajbhushan Omprakash Dixit v. Union of India and Ors. (¶¶59-60)	2018IIIAD(Delhi)65
	Other High Court	



1.	Shiv Kant Tripathi v. State of UP(¶¶ 10, 11)	2013(6)ADJ672
	D. A. B. A. B. A.	
q)	Retrospective Application	
	High Court of Delhi	
1.	Financial Intelligence Unit-IND v. Corporation Bank and Ors. (¶¶31,36) (Provision for lesser penalty under amended S13 PMLA is applicable retrospectively)	263(2019)DLT409
2.	Mahanivesh Oils & Foods Pvt. Ltd. v. Directorate of Enforcement (¶¶ 29-32)	AIR 2016 Delhi 54
3.	Arun Kumar Mishra v. Directorate of Enforcement (¶¶ 20-21)	2015 SCC OnLine Del 8658
	Other High Courts	
1.	Shri Ajay Kumar Gupta v. Adjudicating Authority (PMLA) (¶¶ 11, 12, 29)	Crl.O.P.Nos.10497 and 10500 of 2017 D.O.D: 13.07.2017
2.	M/s Obulapuram Mining Company Ltd. v. Joint Director, ED(¶ 11)	2010(2) ALT 672
3.	B. Rama Raju v. Union of India (¶¶ 3, 52)	(2011) 164CompCas149(AP)
r)	Attempt	
	Supreme Court	
1.	State of Maharashtra v. Mohd Yakub (¶¶13)	1980 (3) SCC 57
s)	Adjudication	
	Supreme Court	
1.	Gautam Kundu v. Manoj Kumar (¶ 21, 25, 28, 29, 32, 33, 34, 35, 36)	AIR 2016 SC 106
	Other High Court	
1.	Brizo Reality Company Pvt. Ltd. v. Aditya Birla Finance Ltd. (¶¶ 3, 7, 8, 9)	2014(5)BomCR572
2.	G. Srinivasan v. The Chairperson, Adjudicating Authority under Prevention of Money Laundering Act, 2002 and Ors. (¶¶ 15)	2012 (2) RCR (Criminal) 392 (Mad HC)
t)	'Proceeds of Crime'	
	Supreme Court of India	
1.	<i>Union of India</i> v. <i>Hassan Ali Khan</i> (¶¶ 4, 27, 32, 34-35, 37-39, 41, 42, 44, 49, 51, 52, 57, 85, 98-100, 107-108, 120-122, 133)	2011(11)SCALE302
	Other High Court	
1.	Jafar Mohammed Hasanfatta v. Deputy Director(¶¶ 39, 41, 42, 52, 54, 55)	2017(353) ELT 55 (Guj.)
2.	Narendra Mohan Singh And Anr vs Directorate of Enforcement And Anr (¶ 8)	2014(3) J.L.J.R.260 (Jhar HC)



3.	Alive Hospitality &Food Private limited v Union of India (¶¶10-11)	2013 SCC Online Guj 3909
u)	Confessional Statement	
	Supreme Court	
1.	K. I. Pavunny v The Assistant Collector (¶ 8,10, 13, 17-18)	(1997) 3 SCC 321
2.	Ram Singh v Central Bureau of Narcotics (¶¶9-14)	(2011) 11 SCC 347
2.	num singh v centru Bureau of Narcones ()-14)	(2011) 11 500 547
v)	Maintainability of Writ Petition	
	Supreme Court	
1.	Raj Kumar Shivhare v Assistant Director, ED(¶¶ 31,35,37,39)	(2010) 4 SCC 772
w)	Discharge of Accused	
	Other High Court	
	Mahesh Agarwalla v Assistant Director, Directorate of Enforcement	2017 SCC OnLine Cal
	(E.D.), Government of India and Ors. (¶¶10-14)	11069
	XIIII Z	
x)	Maintainability of Writ Petition/Alternative Remedy	
	Supreme Court	
1.	Rajasthan State Industrial Development & Investment Corpn. v.	(2013) 5 SCC 470
	Diamond & Gem Development Corp. Ltd (¶¶ 19,21,39)	
2.	United Bank of India v. SatyawatiTondon (¶¶ 43,45,46,55)	(2010) 8 SCC 110
	High Court of Delhi	
1.	Rai Foundation thr. its Trustee Suresh Sachdev v. The Director	2015 SCC OnLine Del
1.		7625
2	Directorate of Enforcement &Ors. (¶ 9,11,12)	2011 SCC OnLine Mad
2.	The Management of Reynolds Pens India Pvt Ltd. & others Vs. The	693
	Regional Provident Fund Commissioner, Chennai (¶¶5)	093
	Other High Courts	
1.	Nabla Begum v. Union of India (¶ 10)	2012 SCC OnLine J&K 52
2.	Sri P. Trivikrama Prasad v. Enforcement Directorate, Hyderabad (¶¶	2014 SCC OnLineHyd
	37)	819
y)	Charitable Trust Is an Artificial Judicial Person (section 70 of	
	PMLA, 2002)	
	Other High Court	
1.	M/s.Abraham Memorial Educational Trust v. C. Suresh Babu (¶¶ 12)	2012 SCC OnLine MAD
		2986
<u>z)</u>	Acquittal from a Scheduled Offence	
	High Court of Delhi	
1.	Dy. Director, Directorate of Enforcement v Rajiv Chanana(¶9,13)	L.P.A. 11 of 2015 Order
1.	by. Director, Directorate of Enjorcement vitagiv Chanana(2,13)	Dated: 13.01.2015
2.	Rajiv Chanana v. Dy. Director, Directorate of Enforcement	2015(316)ELT422(Del.)
2.	(¶13,15,19)	2013(310)221722(201.)
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	Other High Court	
1.	Janata Jha v. Assistant Director (¶11)	2014CriLJ2556
2.	Sushil Kumar Katiyar v. Union of India and Ors. (¶18,33,36,38)	2016 SCC OnLine ALL
	· · · · · · · · · · · · · · · · · · ·	2632

2. Frauds and Scams- Challenges in Investigation and Trial

a)	Quashing the Criminal Proceedings-a Misplaced Sympathy?	
	Banking and Corporate Frauds	
	Supreme Court	
1.	Central Bureau of Investigation v. Maninder Singh (¶10,12)	(2016) 1 SCC 389
2.	State of Maharashtra v. Vikram Anantrai Doshi (¶23)	2014 (10) SCALE 690
3.	Central Bureau of Investigation v. Jagjit Singh (¶¶14-15)	2013 (10) SCC 686
4.	Nikhil Merchant v CBI(¶18,24)	(2008) 9 SCC 677
b)	Bank Scams	
	Supreme Court	
1.	M. Ramalingam v State Represented By Police SBE/CBI/ACB, Madras (¶1,2,4,6,14-18)	(2019) 9 SCC 421
2.	Ram Gopal v CBI, Dehradun (¶¶2, 5-7)	(2019) 7 SCC 204
c)	Freezing of Bank Accounts	
	High Court of Delhi	
1.	Muktaben M. Mashru vs. State of NCT of Delhi (¶¶32-33)	265 (2019) DLT 651
d)	De-freezing of Properties	
	ATPMLA	
1.	S.K. Sawhney and Ors. v. The Deputy Director, Directorate of	FPA-PMLA-971of 2015,
	Enforcement, Chandigarh(¶9-14)	Order dated 26-04-2019
2.	Kapoor Chand Galbaji Prajapati v. Joint Director, Directorate of	FPA-PMLA-2231-
	Enforcement, Delhi	2334/DLI/2018, decided on 02-05-2019
	G 4 CD T	
e)	Grant of Bail	
1	Supreme Court	A ID 2010 CC 5272
1.	P. Chidambaram vs. Central Bureau of Investigation (¶27,29,32)	AIR 2019 SC 5272
2.	Nikesh Tarachand Shah vs. Union of India (UOI) (¶27,28,36,45)	AIR 2017 SC 5500
3.	Y.S. Jagan Mohan Reddy v. Central Bureau of Investigation (¶¶ 15, 16)	(2013) 7 SCC 439
4.	Rohit Tandon v. Enforcement Directorate (¶ 6, 16, 21, 27, 29)	AIR2017SC5309
5. 6.	Gautam Kundu v. Manoj Kumar (¶¶ 26-30, 33, 37, 38)	AIR 2016 SC 106
	Union of India v. Hassan Ali Khan (¶¶ 27, 28)	2011(11)SCALE302
7.	CBI, Hyderabad v. Subramani Gopalkrishnan (¶21-23)	2011 (2) RCR(Criminal)



	High Court of Delhi	
1.	Upendra Rai v. Directorate of Enforcement (¶ 27)	262 (2019) DLT 382
2.	D.K. Shivakumar v.Directorate of Enforcement(¶¶11-12, 32)	2019 SCC OnLine Del 10691
3.	Directorate of Enforcement v. Gagan Dhawan (¶12)	262 (2019) DLT 511
4.	Raj Kumar Goel v. Directorate of Enforcement (¶¶ 24-26)	Bail App. 350 and 437/2018; DOD: 10.05.2018
5.	Gaurav Gupta v. Directorate of Enforcement (¶¶ 18, 25-27, 29-31)	2015CriLJ3871
	Other High Courts	
1.	Gorav Kathuria v. Union of India (¶¶30-39, 79-80)	(2017) 348 ELT 24
2.	Amit Banerjee v. Manoj Kumar (¶¶18,20-21,24)	2016 SCC OnLine Cal 6708
3.	Hari Narayan Rai v. UOI (¶¶ 3, 4)	2011 Cri LJ (NOC) 258 (JHA)
4.	Jignesh Kishorebhai Bhajiawala v. State of Gujarat(¶¶27-30)	2018(361) ELT 113(Guj.)
f)	Anticipatory Bail	
	Supreme Court	
1.	P. Chidambaram v. Directorate of Enforcement (¶58, 81-82)	AIR 2019 SC 4198
2.	Director of Enforcement and Ors. v. P.V. Prabhakar Rao (¶¶8-13)	AIR 1997 SC 3868
3.		
g)	Letter Rogatory	
	Supreme Court	
1.	Union of India v. W. N. Chadha(¶60)	AIR 1993 SC 1082
2.	Janata Dal v. H.S. Chowdhary (¶¶ 39,44,45) AIR1993SC892	AIR1993SC89
	High Court of Delhi	
1.	M/s. Wooster Products Inc. v. M/s. Magna Tek Inc. and others (¶¶3-4	1988 SCC OnLine Del 116

3. Liabilities of Company Directors/Officers

a)	Liabilities of Company Directors/Officers	
	Supreme Court	
1.	Himanshu v. B. Shivamurthy (¶¶8,13-20)	2019 (2) SCALE 100
2.	S. Sukumar and Ors. v. The Secretary, Institute of Chartered	(2018) 14 SCC 360
	Accountants of India and Ors. (¶¶2-5, 49,53)	
3.	Sunil Bharti Mittal v. CBI (¶¶ 34, 37-39)	AIR 2015 SC 923
4.	Gunmala Sales Private Limited v. Anu Mehta (¶¶ 16, 21, 26)	AIR 2015 SC 1072
5.	A.K. Singhania and Others v. Gujarat State Fertilizer Company (¶ 20,	AIR 2014 SC 71
	21)	
6.	Anita Malhotra v. Apparel Export Promotion Council and Another (¶¶	AIR 2012 SC 31



	13-15, 17)	
7.	AneetaHada vs. Godfather Travels and Tours Pvt. Ltd. (¶¶58-59)	AIR 2012 SC 2795
8.	National Small Industries Corporation Limited v. Harmeet Singh Paintal and Others (¶¶ 23, 25)	(2010) 3 SCC 330
9.	K.K. Ahuja v. V.K. Vora and Others (¶¶ 6, 11)	(2009) 10 SCC 48
10.	N.K. Wahi vs. Shekhar Singh (¶¶4-5)	AIR 2007 SC 1454
11.	Saroj Kumar Poddar v. State (NCT of Delhi) and Others (¶¶ 7, 12)	AIR 2007 SC 912
12.	SMS Pharmaceuticals Limited v. Neeta Bhalla and Another (¶¶ 3-16)	AIR 2005 SC 3512
	High Court of Delhi	
1.	Manish Parwani v. The National Capital Territory of Delhi and Others $(\P 14, 15, 19, 20, 28, 29)$	(2010) ILR 5 Delhi 262
2.	Virender Kumar Singh and Ors. vs. Securities and Exchange Board of India (¶¶ 7-8)	[2011] 167 CompCas 105 (Delhi)
3.	Manohar Singh and Others v. Municipal Corporation of Delhi (¶ 5)	14 (1978) DLT 37
1	OtherHigh Courts	2012 (2) PL ID 217 (B)
1.	Prithwi Raj Roy v. The State of Bihar and Another (¶¶ 8, 11)	2013 (3) PLJR 217 (Patna)
2.	Sesa Goa and Others v. State of Maharashtra and Others (¶¶ 35, 36)	[2009] 89 SCL 169 (Bom)
b)	Lifting the Corporate Veil	
	Supreme Court	
1.	Laurel Energetics Private Limited v. Securities and Exchange Board of India (¶¶ 19-21, 24)	,
2.	State of Rajasthan and Others v.Gotan Lime Stone Khanji Udyog Private Limited and Others (¶ 23-25)	AIR 2016 SC 510
3.	Balwant Rai Saluja and Others v. Air India Limited and Others (¶¶ 68, 70)	(2014) 2 SCJ 243
4.	Vodafone International Holdings BV v. Union of India (¶¶ 67, 68, 74, 79, 152, 167, 168)	(2012) 6 SCC 613
5.	Ashwin S. Mehta and Others v. Custodian and Others (¶ 36)	(2006) 2 SCC 385
6.	Singer India Limited v. Chander Mohan Chadha and Others (¶¶ 12, 14, 15)	AIR 2004 SC 4368
7.	Calcutta Chromotype Limited v. Collector of Central Excise, Calcutta (¶ 13, 14)	(1998) 3 SCC 681
8.	Delhi Development Authority v. Skiper Construction Company (Private) Limited and Others (¶¶ 24, 25, 28)	(1996) 4 SCC 622
	High Court of Delhi	
1.	Autocop (India) Private Limited v. S. Savinay Impex Private Limited (¶¶ 6-9)	(2006) ILR 2 Delhi 665
2.	New Horizons Limited and Others v. Union of India and Others (¶¶17, 18, 20)	AIR 1994 Delhi 126
	OtherHigh Courts	
1.	Ajay Surendra Patel v. Deputy Commissioner of Income Tax (¶¶ 12-18, 24, 27, 28)	(2017) 4 CompLJ 467 (Guj)



2.	The Commissioner of Income Tax-I vs. Sahu Investment Mutual Benefit	[2017] 396 ITR 595 (All)
	Co. Ltd. (¶¶100-102)	
3.	Hindustan Cables Limited and Others v.Tapan Kumar Sarkar and	2016 Lab IC 3860 (Cal)
	Others	
	(¶ 72)	

4. EVIDENCE IN CASES UNDER PMLA

a)	Electronic Evidence	
i.	Necessity of Certificate Under Section 65B Of the Indian Evidence Act, 1872	
	Supreme Court	
1.	Arjun PanditraoKhotkar v Kailash KushanraoGorantyal(¶Matter	Civil Appeal No(s).
	Referred to Larger Bench)	20825-20826 OF 2017
		Order Dated 26.07.2019
2.	Shafhi Mohammad v State of Himachal Pradesh (¶¶ 11-12)	SLP(Crl.)No.2302 of
		2017 Order dated:
		30.01.2018
3.	Sonu v. Stae of Haryana (¶¶27,32)	AIR 2017 SC 3441
4.	Anvar P. V. v P. K. Basheer (¶¶ 19,31,34,37,41)	AIR 2015 SC 180
	High Court of Delhi	
1.	Rakesh Kumar v State (¶¶196-207)	2009 SCC OnLine Del
		2609
	Other High Court	
1.	Abdul RahamanKunji v. State of W.B. (¶¶64-70)	2016 CriLJ 1159 (Cal
		HC)
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ii.	Stage of Submitting the Certificate	_
	Supreme Court	
1.	State of Karnataka v. M. R. Hiremath(¶¶13-17)	AIR 2019 SC 2377
	High Court of Delhi	
1.	Kundan Singh v State (¶¶48-51,62)	2015 SCC OnLine Del
		13647
	Other High Courts	
1.	Avadut Waman Kushe v. State of Maharashtra (¶¶1,10)	2016 SCC OnLine Bom
		3236
2.	K. Ramajayam v. Inspector of Police (¶¶33,35)	2016 SCC OnLine Mad
		451
3.	Paras Jain and Ors. vs. State of Rajasthan (¶¶18-23)	2015 SCC OnLine Raj
		8331



iii.	Admissibility of Call Records	
1.	Tomas Bruno v State of $UP(\P 24,40)$	(2015) 7 SCC 178
2.	State (N.C.T. of Delhi) v Navjot Sandhu and Ors(¶¶15-16)	AIR 2005 SC 3820
	,	
	High Court of Delhi	
1.	Dharambir v. Central Bureau of Investigation (¶¶13-14)	2008 (102) DRJ 300
iv.	Admissibility of CD/DVDs	
	High Court of Delhi	
1.	Ankur Chawla v. Central Bureau of Investigation (¶¶18-19)	2014 SCC OnLine Del 6461
2.	M/s. P. R. Transport Agency v. Union of India (¶8)	AIR 2006 All 23
	Other High Court	
1.	Ram KishanFauji vs. State of Haryana and Ors. (¶¶8-11,13,15)	2015(2) RCR(Criminal)
	Dance Lain Chata of Daineth an (MI 19 22)	289 P&H
3.	Paras Jain v. State of Rajasthan (¶18-23) State of Gujarat vs. Shailendra KamalkishorPande and Ors. (¶3,6,7)	(2016) 2 RLW 945 (Raj) 2008 CriLJ 953 Guj
3.	State of Sufarat vs. Shattenara Ramatkishorr and and Ors. (113,0,7)	2006 CHL3 933 Guj
v.	Admissibility of e-Mails	
**	Other High Court	
1.	Abdul RahamanKunji v. State of W.B (¶66,71)	2016 CriLJ 1159 (Cal
	(0 0 5 / 1 2	HC)
vi.	Admissibility of Interview Transcripts	
	Supreme Court	
1.	Jagjitsingh vs. State of Haryana (¶¶39-41)	(2006) 11 SCC 1
	High Court of Delhi	
1.	Sharad Yadav and Ors. Vs. Union of India (UOI) (¶¶15-17)	82 (1999) DLT 13
- 1	Other High Court	2007 GLIL (1) 400
1.	SajidbegAsifbeg Mirza vs State Of Gujarat (¶¶5-7,9)	2007 GLH (1) 400
		(Gujarat)
vii.	Admissibility of Tape Recorded Conversations	+
V 11.	Supreme Court	
1.	Ziyauddin Burhanuddin Bukhari vs. BrijmohanRamdassMehra and	AIR 1975 SC 1788
1.	Ors(¶19)	111111775551700
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4.	YusufalliEsmailNagree vs. The State of Maharashtra (¶6)	AIR 1968 SC 147
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viii.	Contents of the Memory Card/Pen Drive	
1.	P. Gopalkrishnan vs. State of Kerala and Ors. (¶¶34,37, 43-44)	AIR 2020 SC 1
b)	Case Diary	
	Supreme Court	



1.	P. Chidambaram v. Directorate of Enforcement(¶¶47-53)	AIR2019SC 4198
c)	Trap Witness	
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1.	Vinod Kumar Garg v State(Govt of NCT Delhi) (¶14)	(2020) 2 SCC 88
2.	Umesh Manan v. State of M.P (¶¶ 12-14)	2017 (1) SCALE 439
3.	Mukhtiar Singh v. State of Punjab (¶ 25)	2016 SCC OnLine SC 660
4.	P. Satyanarayana Murthy v. TheDistrict Inspector of Police (¶ 12, 13)	(2015) 10 SCC 152
5.	D. Velayutham vs. State[Representative By Inspector of Police, Salem	AIR2015SC2506
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6.	<i>Vinod Kumar</i> v. <i>State of Punjab</i> (¶¶ 15, 19, 20, 22, 33)	(2015) 3 SCC 220
7.	M.R. Purushothamv. State of Karnataka (¶¶ 2, 6)	(2015) 3 SCC 247
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11.	Narendra Champaklal Trivedi v. State of Gujarat (¶¶ 8, 20-23)	AIR 2012 SC 2263
12.	C.M. Sharma v. State of A.P. (\P 9, 11)	(2010) 15 SCC 1
13.	C.M. Girish Babu v. CBI, Cochin, High Court of Kerala (¶¶ 15, 17, 18)	(2009) 3 SCC 779
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5. SENTENCING IN ECONOMIC OFFENCES

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2.	Central Bureau of Investigation, Bank Securities & Fraud Cell vs.	AIR 2016 SC 1063
	Ramesh Gelli and $Ors(\P 38,39,41)$	
3.	Shanti Lal Meena v State NCT of Delhi, CBI (¶¶11.20-22)	AIR 2015 SC 2678
4.	K. P. Singh v. State (N.C.T) Of Delhi(¶¶6-7, 19)	(2015) 15 SCC 497
5.	Narendra Champaklal Trivedi v. State of Gujarat (¶¶ 19, 21, 23)	AIR 2012 SC 2263
6.	Bangaru Laxman v. State (¶ 21-31, 36-46)	AIR 2012 SC 873
7.	A.B. Bhaskara Rao v. Inspector of Police (¶¶ 9, 19)	(2011) 10 SCC 259
8.	State of Punjab v. Prem Sagar (¶¶ 6-8, 10-19, 21, 22, 24-26)	2008 Cri L.J. 3533
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