

# VERDICTUM.IN

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE T.R.RAVI

Tuesday, the 9<sup>th</sup> day of April 2024 / 20th Chaithra, 1946

WP(C) NO. 3719 OF 2024

**PETITIONER:**

DR. T.M. THOMAS ISAAC AGED 69 YEARS S/O. LATE T.P. MATHEW, RESIDING AT FLAT NO. 1C, QUEENSWAY POINT, KOWDIAR - PATTOM ROAD, KOWDIAR P.O., THIRUVANANTHAPURAM , PIN - 695003

**RESPONDENT:**

1. THE DEPUTY DIRECTOR, DIRECTORATE OF ENFORCEMENT, GOVERNMENT OF INDIA, KOCHI ZONAL OFFICE, KANOOS CASTLE, A.K. SESHADRI ROAD, MULLASSERY CANAL ROAD WEST, KOCHI , PIN - 682011
2. THE ASSISTANT DIRECTOR, DIRECTORATE OF ENFORCEMENT, GOVERNMENT OF INDIA, KOCHI ZONAL OFFICE, KANOOS CASTLE, A.K. SESHADRI ROAD, MULLASSERY CANAL ROAD WEST, KOCHI , PIN - 682011
3. THE RESERVE BANK OF INDIA REPRESENTED BY ITS CHIEF GENERAL MANAGER, FOREIGN EXCHANGE DEPARTMENT, CENTRAL OFFICE, EXTERNAL COMMERCIAL BORROWINGS DIVISION, MUMBAI , PIN - 400001
4. THE STATE OF KERALA REPRESENTED BY THE CHIEF SECRETARY, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM , PIN - 695001

Writ petition (civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to restrain the respondents 1 & 2 from initiating any further steps/coercive proceedings pursuant to Exhibit P14 Summon against the petitioner, pending disposal of the writ petition.

This petition coming on for orders upon perusing the petition and the affidavit filed in support of WP(C) and this court's order dated 05/04/2024 and upon hearing the arguments of M/S N.RAGHURAJ, NANDAGOPAL S.KURUP, SAYUJYA, VIVEK MENON, RANCE R. Advocates for the petitioner, M/S Jaishankar V.Nair for R1 and R2, Smt Sumathi Dandapani Sr Counsel, instructed by Adv. Milu Dandapani for R3, SHRI.V.MANU, SENIOR G.P.(GP-46) for R4, the court passed the following:

**T.R. RAVI, J.**

-----  
**WP(C) Nos.1377 & 3719 of 2024**  
-----

Dated this the 09<sup>th</sup> day of April, 2024

**ORDER**

On a request made by this Court during the earlier hearing of these cases, the Counsel appearing for the Enforcement Directorate (for short, 'ED') had made available some materials to show that there are some utilisations of the funds that had been received through Masala Bonds, which need explanation.

I have gone through the files placed before me and I do not think that at this stage, the details which have been placed before me can be disclosed, particularly since these are materials collected as part of investigation, which may have to be put to the persons who are summoned as part of the investigation. However, I find that some transactions require explanations and the manner in which the explanations are to be obtained by the ED will be considered at a later stage. The elections are due and the petitioner in W.P.(C) No.3719/2024 is also a candidate. I do not think it is proper to disturb a candidate who is contesting an election for a representation in the

**WP(C) Nos.1377 & 3719 of 2024**

**2**

Parliament at this stage, particularly since only less than a month is available for completing the elections. I hence adjourn these cases for detailed hearing to 22.05.2024.

Sd/-

**T.R.RAVI  
JUDGE**

mpm

