

F.No.2(45)/ATFP/95
Government of India
Appellate Tribunal for Forfeited Property,
4th Floor, Loknayak Bhawan, Khan Market,
New Delhi-110003.

Dated:- 30-09-2020

Office Order

Subject:- Suspension of functioning of Appellate Tribunal till 16.10.2020.

The Pandemic COVID-19 is spiking. Recently one of the personal staff of Hon'ble Acting Chairman is tested positive and he is still to join duty. There is a space crunch and there is shortage of human resources also. This Tribunal recently started with physical hearing but faced with problems due to lack of space to accommodate Advocate/Junior Advocates/Litigants/advocates Court clerks and others.

Due to shortage of space, 4 to 6 Advocates can only be accommodated in the court room and 4 to 6 persons outside the court room. Therefore in the interest of health of the staff of the Tribunal, Advocates, Litigants, Advocate clerks and others which includes the staff and officers of the other offices housed adjacent to the Tribunal, it is decided by the Competent Authority to have limited functioning of urgent matters by physical/virtual hearings.

Keeping in view the shortage of space, it is very difficult to maintain social distancing if regular physical hearing of all listed appeals are taken up. The physical hearing as well as virtual hearing would be held with the consent of Advocates of both the parties and this limited functioning is upto 16.10.2020 as of now. As the only Member is functioning in the Tribunal so there will not be any simultaneous Physical Hearing/Virtual Hearing. If on any day any matter is fixed for Physical Hearing, on that day there would be no Virtual Hearing. In the above circumstances, this Tribunal will have limited functioning from 01.10.2020 to 16.10.2020 in urgent matters only. The matters which are listed on following dates are hereby adjourned to the dates mentioned against the date already fixed subject to exception in respect of the matters mentioned at para 2 & 3 below:-

1. The hearing of all the regular matters/appeals in the Appellate Tribunal stand adjourned to the following dates for the date fixed:-

| Date of hearing already fixed | Next Date of hearing |
|--------------------------------------|-----------------------------|
| 01.10.2020 | 04.01.2021 |
| 05.10.2020 | 04.01.2021 |
| 06.10.2020 | 05.01.2021 |
| 07.10.2020 | 05.01.2021 |
| 08.10.2020 | 06.01.2021 |
| 09.10.2020 | 07.01.2021 |
| 12.10.2020 | 08.01.2021 |
| 13.10.2020 | 08.01.2021 |
| 14.10.2020 | 11.01.2021 |
| 15.10.2020 | 11.01.2021 |
| 16.10.2020 | 13.01.2021. |

2. The following matters will be taken up for urgent hearing only through Video Conferencing on the date already on the date noted below:-

- i. PMLA/734/DLI/2019 dated 01.10.2020

- ii. PMLA/3741/JP/2020 dated 05.10.2020
PMLA/3625/JP/2020
PMLA/3619/JP/2020
PMLA/3750/RAN/2020

- iii. PMLA/3178/JP/2019 15-10-2020
ND/239/KOL/2020

- iv. PMLA/3302/CHD/2019 16-10-2020

The following matters will be taken up by physical hearing:-

- i. PMLA/3223/MUM/2019 dated 06.10.2020

- ii. FEMA/175/KOL/2003 dated 07.10.2020
FEMA/176/KOL/2003

- iii. FEMA/58/MUM/2009 dated 14.10.2020
PMLA/3332/KOL/2019

Adjourned to date fixed for appeal:-

- i. PMLA/3665/JP/2020 dated 20.11.2020
PMLA/3666/JP/2020
PMLA/3667/JP/2020

- ii. PMLA/3688/JP/2020 dated 13.11.2020

- iii. PMLA/3689/JP/2020 dated 24.11.2020
PMLA/3690/DDN/2020

- iv. PMLA/3110/CHD/2019 dated 12.11.2020

- v. PMLA/3631/DDN/2020 dated 25.11.2020
PMLA/3632/DDN/2020
PMLA/3633/DDN/2020
PMLA/3670/DDN/2020
PMLA/3671/DDN/2020

vi. PMLA/3340/MUM/2019 dated 03.12.2020
PMLA/3341/MUM/2019


3. It is to clarify that the interim order of stay/status quo, if any, already passed in any appeal/appeals, to continue till the next date of hearing.

4. It is further requested in the case of extreme urgent matters, the parties are required to provide brief input as to why the application/appeal is urgently to be listed/ to be heard urgently to Hon'ble Acting Chairman, ATFP on the email Id of the Appellate Tribunal i.e. registrar-atfp@gov.in and also provide the copy of notice issued under section 8(4) of PMLA/demand notice under PBPT/FEMA if any.

5. Due to limited resources in this Tribunal, the filing of appeals/ Misc Application/replies/rejoinder/request for adjournment/etc except urgent applications through mail has been stopped with immediate effect. It is requested to file the above said documents at the dak counter of this Tribunal or send the same through Speed post.

*** It is clarified that in the event the dates of stay applications and the appeal connected therewith are inadvertently listed on two different dates, the date fixed for appeal would be the date of the stay applications.**

6. This issues with the approval of Competent Authority.


(Roma Ambwani)
Registrar in charge
Appellate Tribunal (SAFEMA)

Copy to:-

1. Under Secretary, Ministry of Finance, Deptt. Of Revenue, North Block, New Delhi
2. Website of the Appellate Tribunal.
3. Notice Board.