

ARVIND KEJRIWAL
CHIEF MINISTER



GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
DELHI SECRETARIAT, I.P. ESTATE, NEW DELHI-110002
PHONE : 23392020, 23392030

D.O. No. : F 1(9)/CMCO/2023/3835
Date : 20/12/2023

To,
Shri Jogender,
Assistant Director,
Directorate of Enforcement
Ministry of Finance, Department of Revenue
Gate No. 3, B Block, Enforcement Directorate,
Pravartan Bhawan, A P J Abdul Kalam Road,
New Delhi - 110011

**SUBJECT: Reply to Your Summons dated 18.12.2023 issued vide
Summon No. PMLA/SUMMONS/HIU2/2023/2335 in F.
No. ECIR/HIU-II/14/2022 in purported exercise of
powers under Section 50 PMLA, 2002 for my
appearance in person on 21.12.2023;**

AND

**With respect to your earlier Summons dated
30.10.2023 i.e. Summon No.
PMLA/SUMMONS/HIU2/2023/2201 in F. No.
ECIR/HIU-II/14/2022 and my response thereto dated
2.11.2023;**

Dear Sir,

With respect to your summons dated 18.12.2023, it is submitted as
under:-

1. On the eve of my departure for Vipassana Meditation Course which has been widely published and largely circulated all over the media in the country as well as officially announced, to my utter dismay and concern, I have received the subject summons



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dated 18.12.2023 for my purported appearance in person on 21.12.2023.

2. The timing of your summons leaves much to desire and strengthens my belief that the summons being sent to me are not based upon any objective or rational yardstick but purely as a propaganda as well as to create sensational news in the final few months of much awaited parliamentary elections in the country.
3. With respect to your earlier summons dated 30.10.2023, I had on 02.11.2023 submitted a detailed response. The relevant contents of my earlier response dated 02.11.2023 is reiterated as under:-
 - "1.
 2. *At the outset, I wish to state the following:*
 - a. *The said summons is not clear as to the capacity in which I am being summoned i.e. as a witness or a suspect in the above- mentioned case.*
 - b. *The said summons fails to provide details in relation to the File bearing F. No. ECIR/HIUII/14/2022 or the reason that I have been summoned therein, or any details thereof.*
 - c. *The said summons does not specify whether I am being summoned as an individual or in my official capacity as Chief Minister of Delhi or as National*



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Convenor of AAP and appears to be in the nature of a fishing and roving inquiry.

3. *The said summons appear to be motivated and issued for extraneous considerations. Simultaneous to the summons, in the afternoon of 30.10.2023, BJP leaders started making statements that soon I would be summoned and arrested. By the evening of that day, I received your summons. It is thus apparent that the said summons was leaked to select BJP leaders to malign my image and reputation and has been issued at the behest of the ruling party at the Centre. Illustratively, BJP MP Sh. Manoj Tiwari openly stated in the afternoon of 30.10.2023, i.e. the same day on which the said summons have been issued to me, that I will be arrested and the same has been widely reported in the media.*
4.
5.
6. *In view of the above, please recall the said summons, which is to say the least is vague and motivated and I am advised, unsustainable in law.”*

4. You have issued the latest summons dated 18.12.2023 without considering and responding to the issues raised in my response dated 02.11.2023 to the previous summons.



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5. Consequently, I still do not know in which capacity am I being summoned – as a witness or suspect, or as Chief Minister, Delhi or as Aam Aadmi Party's national convenor.
6. You have chosen not to-
- i. inform me nor provide me details of the case file corresponding to file number mentioned in your summons or the reasons for summoning me, or any details thereof.
 - ii. Your summons appears to be a fishing and roving enquiry. In similar circumstances, where individuals are neither informed about the case details nor the capacity in which they are being summoned by the Enforcement Directorate, High courts have declared such summons of Enforcement Directorate invalid and quashed the summons. (See *Mewa Ram Jain v State of Rajasthan & Ors*, [2023:RJ-JD:40259])
7. As you are aware, I am holding a sensitive constitutional post as an elected leader and incumbent Chief Minister of the Government of National Capital territory of Delhi. I have lived a life of dignity, honour and with complete transparency. As per my schedule publicly known to all, from 20.12.2023, I would be attending the Vipassana Meditation Course which I have been attending annually for the last 25 years.



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8. I am a conscientious law-abiding ordinary citizen of the country and I do not shirk away from complying with any summons issued in compliance with law but your summons is (I am advised) not in consonance with law.
9. The fact that you have deliberately sought my appearance only in person without specifying any reason or necessity therefor when the said Act itself provides for appearance through authorised persons, is indicative of the motive to harass and embarrass me.
10. In the summons the column of '*Schedule*' and '*As per Annexure enclosed*' are struck off by pen and there is absolutely nothing to indicate what particular information, material or document is required from me. In the absence of the same, this is manifestly arbitrary and not sustainable in law. The summons do not even mention any questionnaire, which I could have responded to.
11. It is also not clear whether to I am being called as a representative of the political party (Aam Adami Party) an important National political party of which I am the National Convenor. I am also advised that a *Political Party* is not covered within the purview of the Prevention Money Laundering Act, 2002 at all.
12. The timing of your summons leaves much to desire and strengthens my belief that the summons being sent to me are



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not based upon any objective or rational yardstick but for extraneous considerations at the behest of political rivals who wish to silence the voice of opposition to the ruling dispensation at the Centre to create sensational news in the final few months leading up to the Parliamentary elections in early to mid 2024.

I, therefore, once again reiterate my request you to act with fairness & forthwith revoke, withdraw, and recall the summons forthwith.

Thanking You,


(ARVIND KEJRIWAL)