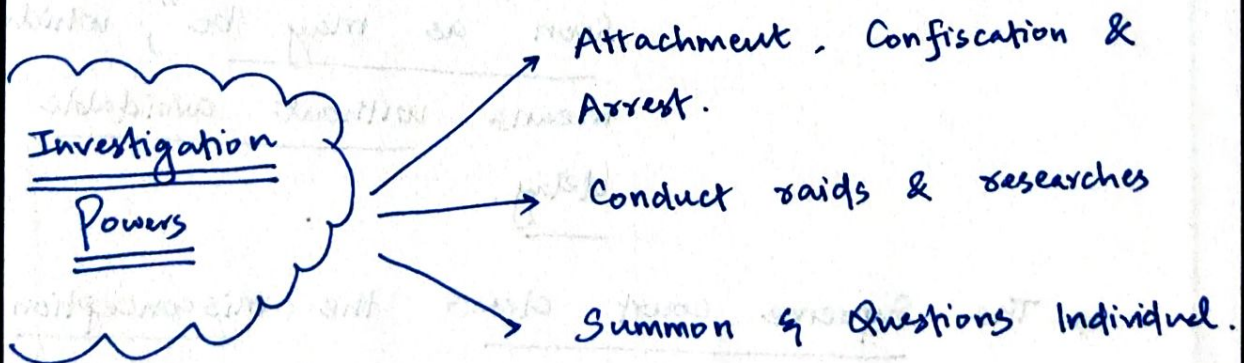


Q. Compare and Contrast the arrest powers of Enforcement Directorate (ED) with other law enforcement agencies in the country. (150w)

Enforcement Directorate (ED) is the economic and financial regulation agency of India. It was established in 1956, named as 'Enforcement Unit'. It is reporting under Department of Revenue, Ministry of Finance.

Its legal authority comes from,

- (i) Prevention of Money Laundering Act, 2002. (PMLA)
- (ii) Foreign Exchange Management Act, 1999. (FEMA).



ARREST POWER OF ED:-

→ According to Supreme Court, ED can arrest an individual with -

* Oral reason but a written statement of reason of arrest should be given within 24 hours.

* PMLA, 2002

✓ Section 19 says that the Arrest can be done based on Material Evidence.

✓ The Grounds of arrest should be informed "as soon as may be", which means without avoidable delay.

→ The Supreme Court clears the misconception of arresting powers of ED. The ED should follow the 'procedure established by law'