

IN THE COURT OF SPECIAL JUDGE:
PC ACT (CBI) - 04, ROUSE AVENUE COURTS, DELHI.

IA No. 31/2026

CT No. 01/2023 (CNR No. DLCT11-11000050-2023)
E.D V. M/s SSK Trading Pvt. Ltd & Ors. (Applicant- A-2/
Surender Kumar Bansal)

ECIR/DLZO-1/06/2018
U/s 4 r/w Section 3 of PMLA 2002

At 2:00 PM

12.08.2026

Present : Sh. Bhavesh Seth (VC) & Ms. Prena Mukherjee
(VC), alongwith Mr. Vibhav Rawat,
Ld. Counsel for Applicant/Accused Surender
Kr. Bansal.
Applicant/accused Surender Kr. Bansal (VC)

Sh. Atul Tripathi (VC), Ld. Spl. Public Prosecutor
for E.D/non-applicant.

This is an application moved on behalf of
applicant/A-2, Surender Kumar Bansal, seeking return and
retention of passport and permission to travel abroad i.e **Thailand**
from 20.08.2026 to 30.08.2026.

No reply to the aforesaid application has been filed
by the E.D.

Arguments have already been heard on behalf of
both the parties.

ORDER

1. This order shall decide the application filed by A-2
Surender Kumar Bansal seeking permission to travel to Thailand
from 20.08.2026 to 30.08.2026.

1.1 It is pleaded in the application that the applicant was granted regular bail vide order dated 31.03.2023 wherein a condition was imposed that the applicant shall surrender his passport and he would not leave the country without the prior permission of the Court. In compliance of the said condition, the applicant had deposited his passport bearing No. Z5532553. It is further pleaded in the application that the multiple Look Out Circulars (LOCs) were also issued against the applicant, however, the LOCs were quashed by the Hon'ble High Court vide its order dated 21.01.2026 passed in writ petition bearing W.P (C) No. 11367/2021. As per Paragraph no. 8 (ii) of the said order of the Hon'ble High Court, the applicant has to seek prior permission from the Trial Court before undertaking any travel abroad.

1.2 The copy of the bail order of the applicant dated 31.03.2023 and order of the Hon'ble High Court dated 21.01.2026 are annexed as A-1 and A-2 which are perused.

1.3 It is further pleaded that applicant has already been granted permission to travel abroad on multiple occasions by the Hon'ble High Court as well as this Court. It is further pleaded that on each and every occasion, the applicant has abide by all the terms and conditions and has never misused the permission granted to him.

1.4 In the present application, the permission is sought to travel to Thailand from 20.08.2026 to 30.08.2026. Though the purpose of the travel has not been mentioned in the application, during arguments, it is appraised that the applicant wishes to travel Thailand for the purpose of vacation.

1.5 It is further stated in the application that vide order dated 25.07.2026, my Ld. Predecessor while allowing application no. IA 29/2026 permitted release of the passport to the applicant for a period of one month with effect from 25.07.2026 for extension of Visa. It is stated that the period of one month shall lapse on 25.08.2026 during the travel period of the applicant. It is requested that the applicant may be allowed to retain his passport till his return to India from the present travel.

2. The Enforcement Directorate has not filed any written reply to the application, however, Ld. Spl. PP for ED has vehemently opposed the present application stating that the applicant has recently travelled abroad for the present purpose of vacation and no reason for undertaking the travel has been disclosed in the present application. It is further argued that the applicant cannot travel abroad as a matter of right, otherwise the purpose of imposing a condition upon the applicant for not travelling abroad without prior permission of the Court would be defeated.

3. *Per contra*, Ld. Counsel for the applicant has argued that the applicant is not at flight risk. His previous conduct shows that he has always adhered to the terms and conditions imposed upon him. It is further submitted that the Right to Travel has been recognized as a fundamental right under Article 21 of the Constitution and the trial will not hamper due to travel of the applicant.

4. I have heard and considered the rival contention. Record is perused.

5. Perusal of order dated 31.03.2023 granting regular bail to the applicant shows that two conditions were imposed i.e **(1) not to leave the country without prior permission of the court and (2) the applicant shall surrender his passport if not yet within a week from custody.** Thus, the applicant filed the present application seeking retention of his passport and permission to travel abroad.

LOCs against the applicant already stand quashed by the order of the Hon'ble High Court vide order dated 21.01.2026. As per Para 8 (i) of the said order, the applicant was directed to file an affidavit before the Ld. Trial Court affirming that he shall fully co-operate with the trial. As per the record, the applicant has already filed compliance affidavit vide M-161/2026 which has been accepted by my Ld. Predecessor vide order dated 03.02.2026.

6. As per the record, the applicant has been permitted to travel abroad multiple times in the past. He has returned in the stipulated time period and has never breached any of the condition imposed to travel abroad.

6.1 It is well-settled that the Right to travel abroad is a fundamental right enshrined under Article 21 of the Constitution, subject to reasonable restriction. The apprehension raised on behalf of Enforcement Directorate of applicant fleeing away is not in consonance with the record. There is no complaint qua misuse of the said liberty granted to him earlier. The presence of the applicant can be secured through adequate safeguards and the trial proceedings will not be delayed as the applicant is duly represented by his counsel.

7. In view of the above-mentioned facts and circumstances, the present application is allowed. **The applicant/A-2 Surender Kumar Bansal is permitted to travel to Thailand w.e.f 20.08.2026 to 30.08.2026 subject to the following conditions:**

- (i) That Accused/Applicant shall furnish a security of Rs. FIVE LACS in addition to his personal surety bond in the like amount. The said security shall be furnished in the form of FDR/Bank Guarantee in favour of this Court which shall be accepted only after verification. The said security shall be furnished prior to departure.
- (ii) That Accused/Applicant shall submit on an affidavit his addresses/ detailed itinerary at abroad where he intends to stay alongwith his working contact number and email during this period alongwith the copy of his air-travel tickets before his departure.
- (iii) That Accused/Applicant shall inform the Court about his arrival in India within 48 hours of his return. He shall intimate his return on an affidavit alongwith copy of the passport showing the date of his departure and arrival.
- (iv) That Applicant/accused after travel shall surrender his passport in the Court within 48 hours of his arrival in India.
- (v) That in any eventuality, the Accused/Applicant shall not request for extension of his stay abroad.
- (vi) That Accused/Applicant shall not tamper with evidence or influence witnesses in any manner and shall not use the permission granted to him contrary to the Rules.

- (vii) That this permission shall be subject to all other applicable rules and shall not be deemed as directions to any other authority.
- (viii) That during his stay abroad, the Accused/Applicant shall be represented before the Court by his counsel and no adjournment shall be requested on his behalf due to his absence.
- (ix) That Accused/Applicant shall file an undertaking with affidavit that he shall not dispute his identity during the proceedings/trial conducted in the presence of his counsel during this period.
- (x) That Surety of Accused/Applicant shall undertake to accept notice, if any, on behalf of applicant/accused in his absence.

The applicant is further permitted to retain his passport bearing No.Z5532553 during his period of travel till 30.08.2026 and shall deposit his passport in the Court in terms of Condition No. (iv) as stated above.

The application stands disposed off accordingly.

A copy of this order be given Dasti to Accused/Applicant/ his counsel.

Announced in the open Court
on 12.08.2026

(Dr. Sugandha Aggarwal)
Special Judge, PC Act, CBI-04
Rouse Avenue District Courts,
New Delhi.