

**28.07.2023**

**Present:** Sh. Anil Tanwar, Ld. Sr.PP alongwith IO Sh. Sushil Kumar and HIO/Insp. Sh. Krishan Kumar for CBI.  
A-1 Seema Mutneja is Present.  
A-3 Gunjit Singh Mutneja is Present.  
Sh. Rohit Priya Ranjan, Ld. Counsel for A1 and A3.  
A-2 Mohanjit Singh Mutneja is absent.  
Ms. Bhumika Yadav and Sh. Risabh Sharma, Ld. Counsels for A-2.  
A-4 Harmendra Singh is absent.  
Ms. Sanya Soni, Ld. Proxy Counsel for A-4. (Enrl. No. D/686522)  
**A-5 K.N. Aithal has expired on 28.05.2021.**  
A-6 U.R. Adiga is absent.  
Sh.M.K.Gupta, ld. Counsel for A6.  
A-7 S. Hariharan is absent.  
Sh. Kundan Kr. Mishra, ld. Counsel for A-7.  
A-8 Rajnish Kr. Srivastava is present alongwith Ld. Counsel Sh. Saurabh Tyagi, (Enrl. No.D/10127/19).  
A-9 Ravi Malhotra is present.

Separate applications seeking exemption from personal appearance are filed on behalf of A-2 Mohanjit Singh Mutneja, A-4 Harmendra Singh, A-6 U.R. Adiga and A-7 S. Hariharan. For the reasons mentioned in the application, above said accused persons are exempted from personal appearance for today only.

Today, matter is listed for arguments on the application of A-8 Rajnish Kr. Srivastava seeking permission for issuance of passport.

Arguments on the application Heard.

It is stated by the Ld. Counsel that cousin sisters of the applicant/accused are residing abroad i.e. Switzerland and London and that he has not met with them since long and even they also did not visit India. It is further submitted that the cousin sisters of the applicant/accused have invited him to visit them. It is further submitted that the applicant does not have any passport and he

requires a passport to visit abroad. It is further submitted that since the present case is pending before this Court, applicant needs permission to apply for passport. It is requested that the applicant/accused may be permitted to apply for the passport.

Ld. Sr. PP has submitted that the applicant may not be permitted to travel abroad without prior permission of the Court.

In the reply submitted by CBI it has been mentioned that CBI has no objection if the passport is issued to applicant/accused as per the guidelines laid down by the authorities.

I have considered the submissions made by the parties and perused the record. The applicant wish to apply for a fresh passport. Considering the facts and circumstances of the case, this Court has no objection if the Passport Authority deals with the application for issuance of passport to the applicant/accused. The applicant/accused shall inform the Court about the schedule of his travel well in advance. This Order shall not be deemed to be a direction for issuance of passport and the Passport Authority shall consider the application of the applicant/accused as per applicable rules.

Copy of this Order be given *Dasti* to the Ld. Counsel for Applicant/Accused Rajnish Kr. Srivastava.

Application stands disposed of.

Put up with connected matters on **17.08.2023 and 19.08.2023**.

Notice be issued to the IO and HIO for appearance on the next date.

**(Ajay Gupta)**  
**Spl. Judge PC Act (CBI)-03,**  
**RADC, New Delhi/28.07.2023**