

IA 02/2024
CBI Vs. Brij Bhan Singh & Ors.
CC No. 229/2019
RC no. 18(E)/2013/CBI/EOU-IV/EO-II/ND
CNR no. DLCT11-000901-2019

05.08.2024

Present: Shri Raj Kamal Ld. PP for CBI.

Ms. Priti Verma, Ld. Counsel for accused/applicant Rita Verma.

1 The present application has been moved by (A-3) Rita Verma seeking permission to travel to Thailand from 08.08.2024 to 10.08.2024 to attend K-3 2024 International Convention organized by Kotak Life for its agents working as Life Advisors. Copy of proof of employment of the applicant with Kotak Life, copy of relevant pages containing details of International Convention issued by Kotak Life and true copy of email dated 30.07.2024 from Kotak Mahindra Life Insurance Co. Ltd. are annexed with the application as Annexure 1,2 & 3 respectively.

2 Reply to the application has been filed on behalf of CBI submitting therein that the present case is at the stage of prosecution evidence and there is every likelihood and possibility that applicant may abscond and will not return back to India to face trial and prayer is made for dismissal of the application.

3 Ld. Counsel for applicant has submitted that although the present application was filed by applicant seeking permission to travel to Thailand from 08.08.2024 to 10.08.2024 but it is orally prayed that applicant be permitted to travel from 08.08.2024 to 12.08.2024.

4 It is stated in the application that the applicant/accused was granted bail by court vide order dated 23.10.2015 and while granting bail to the applicant, no condition was imposed upon the applicant that accused shall not travel abroad without permission of the court. It is further submitted that when applicant approached the court seeking directions for renewal of the passport, Ld. Predecessor of this court vide order dated 08.03.2022 imposed the condition that after renewal of the passport, applicant shall deposit the passport with the court. It is submitted that earlier vide order dated 07.06.2024 applicant was granted permission to travel abroad but she could not travel as the Conference which she was supposed to attend had postponed. It is further submitted that now the applicant has been nominated by her employer to attend Conference from 08.08.2024 to 12.08.2024. It is submitted that detail of the conference is annexed herewith, however, she is yet to receive itinerary of the conference. It is submitted that during the period when accused was having passport in her possession and no condition was imposed on her, she never misused the liberty. It is further submitted that present case is going on since 2015 and still at the stage of prosecution evidence and if accused is not allowed to travel abroad, it will adversely affect her carrier.

5 I have heard the rival contentions of Ld. PP for CBI and Ld. Counsel for the applicant/accused and have gone through the records.

6 Perusal of record reveals that vide order dated 23.10.2015, applicant/accused was granted bail and she has not misused the liberty granted to her. Moreover, there is no report from CBI that applicant after granting bail, applicant has violated any of the condition of bail.

7 It is also not disputed that investigation in this case has already been complete and the substantial evidence is of documentary nature and accused is also stated to have cooperated during the investigations, as mentioned in the application. Therefore, there are no chances of tampering with the evidence or influencing the witnesses.

8 In view of the abovesaid facts and circumstances and in the interest of justice, **applicant/accused Ms. Rita Verma is permitted to travel to Thailand from 08.08.2024 to 12.08.2024 (both days inclusive)** subject to the following conditions: -

- Accused shall furnish an FDR of Rs.5 Lacs to the satisfaction of the court and after compliance of the above condition, her passport be released for the above period so as to enable her to travel abroad to Thailand.
- She shall surrender her Passport in court within 24 hours of her arrival in India.
- In any eventuality, accused will not request for extension for staying abroad.
- She shall neither tamper with the evidence nor try to influence any witness in any manner and will not use the permission granted to her contrary to the rules.
- This permission shall be subject to other applicable rules and will not be deemed as directions to any other authority except the permission from the side of the court.
- She will submit the address of her stay in Thailand along with telephone/contact numbers and e-mail address/s. She will also file

her schedule of travel to Thailand at the time of submitting FDR as above.

- Her Counsel will undertake to accept notice(s), if any, on behalf of the accused in her absence.
- She will not create any third party interest in any of her immovable properties situated in India or abroad without permission of the court during this period.
- Neither she nor her counsel will object to the carrying of the trial / inquiry during the absence of A-3.
- In case of any of the above conditions are violated, the bank guarantee/FDR amount shall be forfeited to the State.

The application is disposed off accordingly.

9 Copy of this order be given dasti to the applicant/accused as well as CBI, as prayed.

(ANKIT SINGLA)
Special Judge (PC Act) (CBI)-02
Rouse Avenue District Court
New Delhi/05.08.2024