

**IN THE SPECIAL COURT FOR THE TRIAL OF PMLA CASES/
(SPECIAL COURT (SPE/CBI)-I), ERNAKULAM.
Present: Sri.Anil.K. Bhaskar, Judge for PMLA Cases
Wednesday the 25th day of January, 2023/5th Magha 1945.**

Crl. M. P. No. 03/2023 in S C. No.533/2018

**Petitioner/
Accused No. 15** : Jose Charles Martin, aged 33 years, S/o. S. Martin, No. 135/1, Thiruvalluvar Street, G.N. Mill Post, Vellakinaru Pirivu, Coimbatore – 641 029.
By Adv. Sri. Mathews K. Uthuppachan.

Respondent/Complainant : Directorate of Enforcement.
**Represented by Govindu.P. Renuka Devi,
Special Public Prosecutor, PMLA for
Directorate of Enforcement.**

This Criminal MP coming on for hearing before me on 24.01.2023 and the Court on 25.01.2023 passed the following:

ORDER

This application is filed on behalf of Accused No.15 seeking permission to go abroad during the period from 01.02.2023 to 07.02.2023 and for that purpose to release his passport which is now in the custody of this court.

2. On 01.10.2022, petitioner appeared before this court and he was released on bail imposing conditions to the effect that he shall not exit India without the prior permission of this court and further to surrender his passport before this court within ten days. He had complied the said direction and the passport surrendered by him is now in the custody of this court.

3. Petitioner is a business man. This is the third application seeking permission to go abroad. His earlier applications (Crl.M.P.44/22 and Crl.MP.65/22) were allowed by this court imposing conditions and also to deposit ₹2,00,000/- as

security amount. The security amount deposited by him is still in court deposit. On both the earlier occasions, he had complied all the conditions and on his return from abroad surrendered his passport before the court. The passport is now in the custody of the court.

4. Now comes the present petition. He propose to visit UAE for a business discussion with Sheikh Humid Bin Khalid Bin Muhammed Al Quasimi. Annexure I is the copy of the invitation letter received by the petitioner. He would say that he requires his passport for applying for visa as well as for effecting the proposed journey abroad.

5. Notice served to the prosecution. Learned prosecutor doesn't oppose the application. She only insisted for the imposition of stringent conditions similar to those imposed earlier.

6. Heard both sides. There is nothing to suspect any malafides behind this petition. Learned prosecutor also not raised any objection in allowing the request made by the petitioner. For all these reasons, I am inclined to allow the application imposing very same conditions as stated in the order passed in CrI.M.P.65/22.

In the result, petition allowed as follows:-

- a) The petitioner is given permission to leave the country to travel to UAE during the period starting from 01.02.2023 and ending on 07.02.2023 for his business purpose.
- b) To that extend bail conditions stand relaxed.
- c) The petitioner shall file an affidavit before the court giving details of his

travel plan, specifying the flight numbers (to and fro tickets), his place of stay and contact number in UAE. Along with this affidavit he shall produce copy of the travel documents including air ticket.

- d) That the petitioner shall either deposit ₹2,00,000/- as security amount before this court or shall file an affidavit stating that the security amount of ₹2,00,000/- already deposited before the court is to be treated as the security amount of this proceedings and he shall not withdraw the said amount without the prior permission of the court.
- e) Thereafter, the petitioner is entitled to get back his passport which is now kept in court custody.
- f) The petitioner shall appear and surrender his passport before this court on 28th February 2023.
- g) If the petitioner fails to appear and surrender his passport before the court on 28th February 2023, the security amount deposited by him will stands forfeited and his bail bond canceled and he will be liable for all the consequences that follows.

Dictated to the Confidential Asst., typewritten by her directly to computer system, corrected and pronounced by me in open court on this the 25th day of January, 2023.

Sd/-
Anil K Bhaskar
Judge, Spl. Court for PMLA Cases

Appendix:Nil

Id/-
Judge, Spl. Court for PMLA Cases
(By Order)

//True Copy//

Sd/-
Sheristadar.