

**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
Friday the 3rd day of February, 2023/ 14th Magha 1944**

Crl. M. P. No. 06/2023

in

S C. No.533/2018

Petitioner/Accused No. 14 : Martin Leema Rose, aged 55 years, W/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 03.02.2023 and the Court on the same day passed the following:

ORDER

This application is filed on behalf of Accused No.14 seeking permission to go abroad during the period from 08.02.2023 to 15.02.2023 and for that purpose to release her passport which is now in the custody of this court.

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

3. This is the third application seeking permission to go abroad. Her earlier applications Crl.MP 45/22 and Crl.M.P.66/22 were allowed and she was permitted to travel to USA and Singapore imposing identical conditions and one of the condition was to deposit ₹2,00,000/- before the court. Her passport was released to her with a direction to surrender it before the court immediately after her return. The security amount deposited by her at the first instance is still in court deposit. Acting upon her affidavit it was treated as security amount for her second visit abroad. On earlier occasions she returned from abroad within the prescribed periods and surrendered her passport before the court and thereby complied all the conditions imposed by this court.

4. Now comes the present petition. She propose to visit Malaysia to attend the 6th International Business Conference of Nagarathars, IBCN 2023 to be held at Kuala Lumpur from 10.02.2023 to 12.02.2023. Being the main sponsor for the Gala Dinner & Awards night, the petitioner bestowed with the privilege to handover the awards to the final winners on the occasion. True copy of the invitation letter dated 28.01.2023 issued by the President, IBCN Malaysia is produced herewith as Annexure A1. She requires her 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 in Crl.M.P.66/22.

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 Crl.M.P.66/22.

In the result, petition allowed as follows:-

- a) The petitioner is given permission to leave the country to travel to Malaysia during the period starting from 08.02.2023 to 15.02.2023 for her business purpose.
- b) To that extend bail conditions stand relaxed.
- c) The petitioner shall file an affidavit before the court giving details of her travel plan, specifying the flight numbers (to and fro tickets), her place of stay and contact number in Malaysia along with this affidavit she shall produce copy of the travel documents including air tickets.
- 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 in Crl. MP 45/22 is to be treated as the security amount for this proceedings.
- e) Thereafter, the petitioner is entitled to get back her passport which is now kept in court custody.
- f) The petitioner shall appear and surrender her passport before this court on 28th February, 2023.

- g) Thereafter she is entitled to apply for the release of the security amount deposited before the court.
- h) If the petitioner fails to appear and surrender her passport before the court on 28th February 2023, the security amount deposited by her will stands forfeited and her bail bond canceled and she 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 03rd day of February, 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.