

**IN THE COURT OF THE SPECIAL JUDGE (SPE/CBI)-I
(SPECIAL COURT UNDER PREVENTION OF MONEY LAUNDERING
ACT, 2002), ERNAKULAM**

Present :-

Sri. Anil.K.Bhaskar, Special Judge (SPE/CBI) – I, Ernakulam
Wednesday the 10th day of May, 2023 / 20th Vaisakha, 1945.

Crl. M.P. No. 25/2023

IN

In SC No. 533/2018

**Petitioners/Accused
No.14 and 16:**

1. Martin Leema Rose, Aged 55 years,
S/o wife of S.Martin No.135/1, Thiruvalluvar
Street, G.N Mill Post, Vellakinaru Pirivu,
Coimbatore - 641 029.
2. Daisy Aadhav Arjuna, Aged 31 years W/o
Shri R.K Aadhav Arjuna, New No.19, Old
No.6/3, Maharani Chinnamma Road Venus
Colony, Alwarpet, Chennai- 600 018.

By Adv. Sri. Mathews.K. Uthuppachan.

**Respondent/
Complainant:**

Directorate of enforcement, Represented by
the Prosecutor.

**By Adv Govindu.P. Renuka Davi Special
Public Prosecutor PMLA.**

This petition coming on for hearing before me on 10.05.2023 and the
Court on the same day passed the following:

ORDER

This application is filed on behalf of Accused No.14 & 16 seeking
permission to go abroad during the period from 14.05.2023 to 20.05.2023 and
for that purpose to release their passports which is now in the custody of this
court.

2. On 01.10.2022, petitioners appeared before this court and they

were released on bail imposing conditions to the effect that they shall not exit India without the prior permission of this court and further to surrender their passports before this court within ten days. Both of them complied the said direction and the passports surrendered by them is now in the custody of this court.

3. This is not the first time the petitioners are seeking permission to go abroad. Their earlier applications were allowed and they were permitted to travel abroad imposing identical conditions and one of the condition was to deposit ₹2,00,000/- before the court. The passports were released to them with a direction to surrender it before the court immediately after their return. Both of them complied all those conditions. The security amount deposited by them at the first instance is still in court deposit and it is being treated as security amount for their subsequent visits also.

4. Now comes the present petition. The first petitioner is the wife and the second petitioner is the daughter of A1 Santiago Martin. All of them are engaged in lottery business.

5. It is submitted that the Asia Pacific Lottery Association Limited (APLA) and the Hong Kong Jockey Club is hosting is 2023 APLA/WLA (World Lottery Association) Seminar in Hong Kong from 16.05.2023 to 18.05.2023. As a Co-host of the Seminar and Future Gaming and Hotel Services (P) Ltd being an APLA member, the petitioners, the husband of the first petitioner are invited to participate in the event representing Future Gaming and Hotel

Services (P) Ltd. This Seminar, the first of two in-person event this year, will deliver a quality business programme, interesting networking and social events. Distinguished speakers and panel speakers, from around the world will share their insights with the delegates in the course of the event. True copy of the Event agenda for the 2023 APLA/WLA Seminar to be held at The Sheraton, Kowloon, Hong Kong is produced herewith as Annexure-A. It is further submitted that the Hong Kong Jockey Club, One Sports Road, Happy Valley, Hong Kong's has invited the Petitioners to participate in the Seminar. True copy of invitation letter dated 18.04.2023 issued by Mr.Brian Uy, General Manager, Beijing Office, Hong Kong Jockey Club to the petitioners is produced herewith as Annexure-B. For these reasons, petitioners seek the permission of the court to go abroad.

6. Notice served to the prosecution. Learned prosecutor insisted for the production of reliable documents to prove that the petitioners received invitation letter from the responsible authority who is conducting the so-called event. It is further submitted that if the court is inclined to allow the application stringent conditions similar to those imposed on earlier occasions shall be continued.

7. Heard both sides. Today the petitioners produced the personal email invitation letters received. There is nothing to suspect any malafides behind this petition. On all earlier occasions petitioners fully complied the directions issued by this court. 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.12/2023 & CrI.M.P.06/2023.

In the result, petition allowed as follows:-

- a) The petitioners are given permission to leave the country to travel to Hong Kong during the period starting from 14.05.2023 to 20.05.2023 to attend the 2023 APLA/WLA (World Lottery Association) Seminar held in Hong Kong.
- b) To that extend bail conditions stand relaxed.
- c) The petitioners shall file affidavit before the court giving details of their travel plan, specifying the flight numbers (to and fro tickets), their place of stay and contact number in Hong Kong along with this affidavit they shall produce copy of the travel documents including air tickets.
- d) That the petitioners shall either deposit ₹2,00,000/- each as security amount before this court or shall file affidavit stating that the security amount of ₹2,00,000/- already deposited by them before the court are to be treated as the security amount for this proceedings.
- e) Thereafter, the petitioners either directly or through their counsels are entitled to get back their passports which are now kept in court custody.
- f) The petitioners shall appear and surrender their passports before this court on the next hearing date of the case.

- g) Thereafter they are entitled to apply for the release of the security amount deposited before the court.
- h) If the petitioners fail to appear and surrender their passports before the court as directed above, the security amount deposited by them will stand forfeited and their bail bond canceled and they will be liable for all the consequences that follow.

Dictated to the Confidential Asst., typewritten by her directly to computer system, corrected and pronounced by me in open court on this the 10th day of May, 2023.

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

Appendix : Nil.

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

//True Copy//

Sd/-
Sheristadar