

**IN THE SPECIAL COURT FOR THE TRIAL OF PMLA CASES/
(SPECIAL COURT (SPE/CBI)-I), ERNAKULAM.**

Present: Smt. Mini D Das, Judge for PMLA Cases

Friday the 8th day of December, 2023 / 17th Agrahayana, 1945.

Crl. M. P. No. 151/2023 in S C. No. 533/2018

Petitioner/ Representative of : M. Sivaprakash, S/o SH Manika Gownder,
accused Nos. 9, 31 & 32 residing at 51-C, Guhan Niwas, SPS Street,
Sivananthapuram, Saravanampatti, Coimbatore-
641035.
By Adv. Sri. Mathews K Uthuppachan.

Respondent/Complainant: : Directorate of Enforcement, Cochin.

**Represented by Smt. Govindu. P. Renuka
Devi, Special Public Prosecutor (PMLA),
Directorate of Enforcement.**

This Criminal M.P coming on for hearing before me on 07.12.2023 and
the Court on 08.12.2023 passed the following:

ORDER

1. This petition is filed by the Counsel for accused Nos. 9, 31 & 32
seeking return of passport and permit to travel UAE.

2. The petitioner representing accused Nos. 9, 31 & 32 is on bail as
per order in Crl.M.P.58/2022 dated 03.12.2022 and this court directed the
petitioner to surrender his passport and not to leave India without the permission
of this court.

3. According to the petitioner, he has been invited to attend the
meeting with the Uniestate Properties LLC, UAE which deals with real estate
development, scheduled from 11.12.2023 to 24.12.2023. A true copy of the

letter and the email received through email dated 05.12.2023 and visa to visit UAE are attached along with this petition as Annexure A, B & C respectively.

4. The Investigating officer filed report mainly contending that though the petitioner is the authorized representative of accused Nos.9, 31 & 32, his physical presence is not required in the present era of technology. The Investigating officer also stated that if the petitioner is permitted to travel abroad adequate directions are to be imposed and that the petitioner shall not involve in any sought of activity or transaction which may adversely affect the present case.

5. Heard both sides.

6. Considering the apprehension raised by the Investigating officer, of the view that permission can be granted to the petitioner to travel to UAE presenting the Accused No.9, 31 & 32 companies, to attend the meeting during the period from 11.12.2023 to 24.12.2023 by imposing conditions.

In the result, the petition is allowed as follows:-

1. The petitioner is permitted to travel UAE, so as to attend meeting with Uniestate Properties LLC in UAE, for the period from 11.12.2023 to 24.12.2023.
2. Before the release of passport the petitioner shall deposit ₹2,00,000/- as security amount before this court.
3. The petitioner shall not use the passport for any purpose other than the one for which permission is given and the petitioner shall not, during his visit, involve any sought of activity or transactions with any person/company which may adversely affect the present case. The

petitioner is directed to file affidavit to that effect.

4. The petitioner shall produce copy of air tickets with specific E-ticket number and furnish details regarding his place of stay, the place of meeting and contact number during his stay in UAE along with his affidavit in that regard. The passport shall be released to the petitioner only on satisfying the above conditions.
5. The petitioner shall produce the visa details for verification before this court before leaving India.
6. The petitioner shall appear and resubmit his passport in this court on or before 27.12.2023.
7. If the petitioner fails to comply with any of the conditions stipulated above, the security amount will stand forfeited and his bail bond will stand cancelled without any further orders.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 08th day of December, 2023.

Sd/-
Mini S. Das
Judge, Special Court for PMLA Cases

Appendix: Nil

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

//True Copy//

Sd/-
Sheristadar.