

**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
Saturday the 16th day of December, 2023 / 25th Agrahayana, 1945.**

Crl.M.P. No.153/2023

in

SC No. 533/2018

Petitioner/ Accused No.14 : Martin Leema rose, aged 55 years, Wife of 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, 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 15.12.2023 and the Court on 16.12.2023 passed the following:

ORDER

1. This is an application filed by accused No.14 Smt. Martin Leema Rose seeking permission to release passport and to travel abroad.

2. The petitioner/accused No.14 is on bail as per order in Crl.M.P. 35/2022 dated 01.10.2022 and this court directed the petitioner to surrender her passport and not to leave India without the permission of this court.

3. According to the Petitioner/Accused No.14, she intends to attend the Madhurveppu ceremony and wedding of her cousin's daughter, scheduled on 06.01.2024 & 10.01.2024 respectively, in Houston, Texas, United States of America. True copies of the Madhurveppu ceremony invitation, wedding

invitation, and email invitation from the bride's sister are attached to this petition as Annexures A, B & C, respectively. It is also submitted that the petitioner is invited to attend her cousin's daughter's baby shower function on 14.01.2024 at Curry Lounge, 3730, 108 Avenue NE, T3N1V9, Canada. She also wishes to meet relatives who are unwell in Canada. True copies of the invitation and email communication are attached to the petition as Annexures E & F, respectively. Therefore, the petitioner seeks permission to release her passport for travel to the USA during the period from 05.01.2024 to 11.01.2024 and thereafter to Canada during the period from 12.01.2024 to 19.01.2024.

4. Heard both sides.

5. The Investigating officer filed report mainly contending that the petitioner may be directed to file specific affidavit for confirming the authenticity and genuineness of the documents produced by her. The Investigating officer also insisted that if the petitioner is permitted to travel abroad, conditions are to be imposed to secure the presence of accused.

6. Considering the report filed by the investigating officer, I am of the view that the petition can be allowed by imposing conditions.

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

1. The petitioner/Accused No.14 is permitted to travel to the USA to attend the Madhurveppu ceremony and wedding function of her cousin's daughter during the period from 05.01.2024 to 11.01.2024. The petitioner is also allowed to travel to Canada to attend the baby shower function of her cousin's daughter and to meet her relatives during the period from 12.01.2024 to 19.01.2024.
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 involve any sought of activity or transactions with any person/company which may adversely affect the present case during her visit. 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 her place of stay and contact number during her stay in USA and Canada along with her affidavit in that regard. The passport shall be released 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/Accused No.14 shall appear and resubmit her passport in this court on or before 24.01.2024.
7. If the petitioner fails to comply with any of the conditions stipulated above, the security amount will stand forfeited and her 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 16th day of December, 2023.

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

Appendix: Nil

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

//True Copy//

Sd/-
Sheristadar.