

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

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

Friday the 17th day of November, 2023 / 26th Karthika, 1945.

Crl. M. P. No. 110/2023 In S C. No.533/2018

Petitioner/Accused No.11

N.Jayamurugan, Aged about 51 years , S/o Late Nagalingam, New No.4, Old No. 20, Chitharanjan Salai, Teynampet, Chennai- 600018

By M/s. Biju Varghese Abraham

By M/s Arun Natarajan

By M/s Aneesha K.M

By M/s Shashank Devan

Respondent/Complainant

: Deputy Director, Directorate of Enforcement, Cochin Zonal Office, Kanoos Castle, A.K Sheshadri Road, Mullassery Canal Road West, Cochin – 682011, Kerala

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

This Criminal M.P coming on for hearing before me on 17.11.2022 and the Court on the same day passed the following:

ORDER

1.This is an application filed by accused No.11 Sri. N. Jayamurugan seeking return of passport and permit to travel Germany.

2. The petitioner/accused No.11 is on bail as per order in Crl.M.P.34/2022 dated 01.10.2022 and this court directed the petitioner to surrender his passport and not leave India without permission of this court. The petitioner/accused No.11 surrendered his passport as a condition precedent for his release.

3. According to the petitioner, he is engaged in the business of brewery and

distillery. The petitioner intends to go to Nuremberg, Germany during the period from 27.11.2023 to 02.12.2023 in order to attend the 'Brau Beviale 2023' trade fair conducted by BarthHaas GmbH & Co. KG in Nuremberg, Germany which is scheduled to be held from 27.11.2023 to 02.12.2023. True copy of the invitation letter dated 07.11.2023, from the Head of Sales Management at BarthHaas GmbH & Co. KG is attached with this petition as Annexure-A1. The petitioner/accused No.11 also attached the true copies of travel itineraries along with this petition as Annexures A2 & A3 respectively.

4. Heard both sides.

5. The Assistant Director, Directorate of Enforcement filed counter statement, mainly contending that there are reasonable grounds to believe that the petitioner would attempt to evade legal proceedings and trial. It is stated that the offences against the petitioner includes grave offences, that the petitioner possesses international business interests, and that he should not be allowed to depart from this nation without completing the trials in which he is charge-sheeted.

6. The petitioner is on bail. The passport is surrendered in compliance of the condition imposed while granting bail and the security amount deposited by him is still in court deposit. The trial of the case has not commenced. Considering the said aspects, 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.11 is permitted to visit Germany, to attend the 'Brau Beviale 2023' trade fair, conducted by BarthHaas GmbH & Co. KG in Nuremberg, Germany for the period from 27.11.2023 to 02.12.2023.
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 involve any other transactions with any other institutions or persons during his 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 his place of stay and contact number during his stay in Germany along with his 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.11 shall appear and resubmit his passport in this court on or before 04.12.2023.
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 17th day of November, 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