

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

Present:-

Sri. P.K. Mohandas, Judge, Special court for PMLA Cases

Monday the 26th day of February, 2024 / 7th Phalguna, 1945.

Crl.M.P. No.66/2024 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, 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 26.02.2024 and the Court on the same day passed the following:

ORDER

This is an application filed by accused No.14 Smt. Martin Leema Rose seeking permission to retain 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 she has been invited to Sri Lanka for two significant events. Firstly, the inaugural function of a humanitarian service project by The Rotary International, District-3220 - Sri Lanka & Maldives, scheduled to be held on 29.02.2024 at Colombo and 02.03.2024 at Kandy in

Sri Lanka. Secondly, she is invited to attend an Assistant Governor's Training Seminar at Cinnamon Lake Side Properties, Colombo, from 01.03.2024 to 03.03.2024 for the Rotarians from India and Sri Lanka. The petitioner, currently serving as the Chairman for Membership Development, intends to visit Sri Lanka to attend these events during the period from 28.02.2024 to 05.03.2024. Copies of the invitations and email communications are produced with the petition.

4. I have heard the counsel for the petitioner and the Public Prosecutor.

5. The Public Prosecutor opposed the application stating that if the petitioner is permitted to go abroad, that may affect the trial of the case. Counsel for the petitioner submitted that the petitioner will come back on 5.3.24 and on all previous occasions also she has complied the directions of the court. 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 visit Sri Lanka during the period from 28.02.2024 to 05.03.2024.

2. The petitioner is permitted to retain the passport till her return from Sri Lanka. Till then the sum of ₹2,00,000/- deposited by the petitioner as security as per order dated 13.2.24 in Crl.M.P.40/2024 shall be retained by the 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.
4. The petitioner/Accused No.14 shall appear and resubmit her passport in this court on her return from abroad.
5. 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 26th day of February, 2024.

Sd/-
P. K. Mohandas
Judge, Special Court for PMLA Cases

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

Appendix: Nil

//True Copy//

Sd/-
Sheristadar.