

IN THE SPECIAL COURT FOR THE TRIAL OF NIA CASES, ERNAKULAM

Present: Sri. P.K. Mohandas, Judge for NIA Cases

Tuesday the 25th day of June, 2024/4th Ashada, 1946

Crl.M.P. No.273/2024

In

SC No.02/2023/NIA

**Petitioner/Accused Nos. 4,
5, 7, 8, 9 and 14**

- 1.** Sadik A P @ Sadiq Ahmed (A4), Age-35/2023, S/o. K Ahammad, Puthuparampil House, Paral, Mundukottackal Post, Pathanamthitta District, Kerala.
- 2.** Shihas @ Shihas M.H (A5), Age-41/2023, S/o. Hassan Mailadiyil House, H.No 5/304, Nadakkal Post, Thevaruppara, Karakkad, Erattupetta, Kottayam District, Kerala,
- 3.** Mujeeb @ M.M. Mujeeb (A7), Age-45/2023, S/o. Muhammedkutty, Mankuzhakkal House, Nadakkal Post, Karakkad, Erattupetta Post, Kottayam District, Kerala.
- 4.** Nejimon @ Najumudeen (A8), Age-47/2023, S/o. Arshudeen @ Arushudeen, Nedumpachayil House, Vandanpathal, RPC Post, Mundakkayam, Kottayam District, Kerala.
- 5.** Sainudeen @ Sainuddeen T.S (A9), Age-47/2023, S/o. Saidmuhammed @ Sayed Muhammed, Thavalathil House, Peruvanthanam Post, Idukki District, Kerala.
- 6.** Sulaiman C T @ C T Sulaiman (A14), Age-48/2023, S/o. Abdul Azeez V P M, Mettammal House, Elambachi, South Thrikkaripur, Kasargod District, Kerala.

**A4, A5, A7 represented by Adv. M/s.
Abdul Latheef, Abdurahiman.P.K
and John S. Ralph.**

**A8 and A9 represented by Adv.M/s.
P.C Noushad, Abdurahiman.P.K and
Wakharulislam.**

**A14 represented by Adv.M/s. P.C
Noushad and Abdurahiman.P.K.**

Complainant/Respondent : Union of India represented by National Investigation Agency, Kochi.
By Sri. Ajith Kumar.S
(Special Public Prosecutor, NIA) and
Sri. Sreenath.S (Public Prosecutor, NIA).

This petition is coming on for hearing before me on 25.06.2024 and the Court on the same day passed the following:

ORDER

This is an application seeking permission to execute the bail bond.

2. The petitioners are accused Nos. 4, 5, 7, 8, 9 and 14 in SC.02/2023. They have been granted bail by the Hon'ble High Court as per order dated 25.06.2024 in Crl. Appeal No.139/2024. The Hon'ble High Court has directed that "the said appellants shall present themselves before the Special Court which shall enlarge them on bail on such conditions as the Special Court may deem necessary but which must contain the following conditions." The Hon'ble High Court has fixed certain conditions, which shall form part of the bail order.

3. Today, the petitioners have filed this application to enlarged them on bail, as per the order of the Hon'ble High Court.

4. I have heard the Counsel for the petitioners and the learned Special Public Prosecutor for the NIA.

5. This court had dismissed the bail application filed by the petitioners and the appeal was filed challenging the order. The Hon'ble High Court was pleased to set aside the order of this court and directed that the appellants to be released on bail on conditions that may be fixed by court.

6. On going through the order of the Hon'ble High Court and on hearing the counsel for both sides, I am of the view that the petitioners can be released on bail on following conditions:

1. The petitioners shall execute bond for Rs.2,00,000/- with two solvent sureties each for the like amount.
2. The petitioners shall not leave the State of Kerala without the leave of this Court.
3. The petitioners shall surrender their passports, if they possess one, before this Court, during the period that they remain enlarged on bail. If the petitioners are issued with a passport and they could not produce it at the time of executing bail bond, they shall produce the same within 7 days from the date of their release, for which they shall file a petition seeking time. If the petitioners are not issued with a passport, they shall file an affidavit to that effect within 7 days from the date of their release.
4. The petitioners shall inform the investigating officer of the NIA the address where they shall reside during the period they remain enlarged on bail.
5. The petitioners shall use only one mobile number, during the time they remain on bail, and they shall inform their mobile numbers to the investigating officer of the NIA. They shall file an affidavit before this court within 7 days of their release to that effect.
6. The petitioners shall also ensure that their mobile phones remain active and charged round-the-clock so that they remain constantly accessible throughout the period they remain enlarged on bail.
7. During the period during which they remain on bail, the petitioners

shall keep the location status (GPS) of their mobile phones active, twenty-four hours a day, and their phones shall be paired with that of the Investigating Officer of the NIA to enable him, at any given time, to identify the petitioners' exact location.

8. The petitioners, while on bail, shall report to the Station House Officer of the Police Station within whose jurisdiction they shall reside, once fortnight.
9. The petitioners shall not involve in any crime during the period they remain enlarged on bail.
10. In case of violation any of the above conditions, the investigating officer is free to move an application before this court for cancellation of the bail.

Dictated to the Confidential Asst., transcribed and typewritten by her, corrected and pronounced by me in open court on this the 25th day of June, 2024.

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

Appendix: Nil

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

//True Copy//

Sd/-
Sheristadar.