

**IN THE COURT OF THE ADDITIONAL SPECIAL SESSIONS
JUDGE, (SPE/CBI)-III, ERNAKULAM**

Present :-

SRI.SHIBU THOMAS, SPECIAL JUDGE.

Monday the 29th day of January, 2024/ 09th Magha, 1945.

Crl. M.P. No. 129/2024

in

S.C.3/2023

Crl. M.P.129/2024

Petitioner /Accused Nos. 5 & 9:

1. Shri Praful Jain, aged 36/2022,
S/o.Subodh Jain, Flat No.5053,
Tower No.5, Prestige Neptune
Courtyard, Marine Drive, Cochin.
2. M/s. Jain Builders, represented through
its Managing Partner Shri Subodh Jain,
216/C, Shiva Colony, Mayo Link Road,
Ajmer-305 007, Through its partners,
Shri Subodh Jain, S/o.Late Sheetal
Chand Jain, 46/3, (130/10), Civil Lines,
Ajmer, Rajasthan-305001 & Shri Praful
Jain, S/o.Subodh Jain, Flat No.5053,
Tower No.5, Prestige Neptune
Courtyard, Marine Drive, Cochin.

Represented By

:

Advs. Deepu Thankan, Ummul Fida,
Lakshmi Sreedhar, Lakshmi.P.Nair
and Namitha.K.M.

Respondent/Complainant:

Director of Enforcement, Government of India, represented by its Assistant Director, Cochin Zonal Office, Kanoos Castle, A.K. Sheshadri Road (Mullassery Canal Road West), Cochin – 682001.

Represented By

: Adv. M. J. Santhosh,
Special Public Prosecutor.

This petition coming on for hearing on 29.01.2024 in the presence of Counsels on both sides having stood over for consideration on the same day the Court passed the following:

ORDER

Heard. Petition filed by the 5th accused for permission to execute bail bond with two sureties by producing fixed deposit receipt. Sec.441 (4) of Cr.P.C provides that where a person required by any Court to execute a bond with or without sureties, such Court may permit him to deposit a sum of money or government securities equivalent to the amount of the bond in lieu of executing such bond. Petitioner submitted that the petitioner/accused is belongs to Jaipur and he could not arrange sureties who are having sufficient property. Two sureties belong to Kerala are ready to stand as sureties on behalf of the accused. Since the sureties do not have properties or land in their name, they are ready to deposit bond

amount. In view of Sec.441(4) of Cr.P.C, the sureties are permitted to deposit a sum of Rs.1,00,000/- (Rupees One Lakh only) each or government securities, or fixed deposit receipts equivalent to the amount of the bond in lieu of producing tax receipt.

Petition allowed.

Dictated to the Confidential Assistant, transcribed and typed by her, corrected by me and pronounced in open Court on this the 29th day of January, 2024.

Sd/-
Shibu Thomas
Special Judge, (SPE/CBI) – III
Ernakulam

Appendix: Nil.

Id/-
Special Judge, (SPE/CBI) – III

Typed by:-
Compd by:-