

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

Present :-

SRI.SHIBU THOMAS, SPECIAL JUDGE.

Monday the 15th day of April, 2024/ 26th Chaithra, 1946.

Crl. M.P. No. 279/2024

in

SC PMLA 04/2023

Petitioner/Accused No.17 : Shri Ramesh.P.V, aged 52 years,
S/o.Velayudhan, Puzhakkal House,
Thelappil, Karuvannur.P.O,
Thrissur- 680711.

Represented By : Adv. Sohail Ahammed Harris P.P.

Respondent/Complainant : Assistant Director, Directorate of
Enforcement, Government of India,
Cochin Zonal Office, Kanoos Castle,
A.K. Seshadri Road, (Mullassery
Canal Road West, Cochin -682011.

Represented By : Adv. M.J. Santhosh
Spl. Public Prosecutor,
Directorate of Enforcement.

This petition coming on for hearing on 15th day of April, 2024 in the presence of Counsels on both sides having stood over for consideration on the same day the Court passed the following:-

ORDER

Petition to delete/modify bail condition No. 2.

2. Petitioner is the 17th accused in the above case, committed offences defined u/s 3 punishable u/s 4 of PMLA.

3. Petitioner submitted that he is absolutely innocent of the entire allegations levelled against him. He filed an application for bail and it was allowed with conditions including conditions that he shall not leave the State without prior permission from this Court.

4. It is submitted that petitioner and his family is now financially weak even to meet the daily needs and have enough debts to repay. Petitioner has decided to sell his property situated in Chennai, Tamilnadu which is out of Kerala. Hence the petition to modify bail condition No.2.

5. The learned Public Prosecutor has raised only formal objection.

6. Heard both sides.

7. Petitioner submitted that the property mentioned above comprised in Survey No. 6/1, document No.3088/2023 of Alandur SRO situated in Adambakkam village(21) Ground in 335 GST Road, Chennai,

Tamilnadu – 60016. The sale proceedings is almost completed and the petitioner has to visit the property for finalizing the sale. The petitioner has no other source except sale of said property. Petitioner has produced the true copy of agreement No. 3088/2023 dated 13.03.2023 to prove the same. Sale of the property is the only option for the petitioner because the whole family depends upon him, who is the bread winner of the family. The learned Public Prosecutor did not file any written objection. His objection, raised during argument is centered around ensuring his presence before Court for the purpose of trial and to prevent the possible risk of misuse of liberty. The apprehension of Prosecutor can be set right by imposing conditions. Acknowledging the early stage of the case, potential delay in the trial, considering the petitioner's compelling reasons and also in the interest of ensuring fairness, operation of condition No.2 is suspended for a limited period from 15.04.2024 to 15.05.2024. The petitioner is directed to return to Kerala within the stipulated time frame. His claim for setting aside condition No.2 is rejected.

In the result, petition is allowed in part with following conditions:-

1. Petitioner shall appear before this Court as and when required by this Court.

2. Petitioner shall not visit any other States other than Tamil Nadu for any other purpose.

Dictated to the Confidential Assistant, transcribed and typed by her, corrected by me and pronounced in open Court on this the 15th day of April, 2024.

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

Appendix: Nil.

Id/-
Special Judge, (SPE/CBI) – III