

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

(Special Court for trial of the offence under the PML Act, 2002)

Present :-

SRI.SABARINATHAN.P, SPECIAL JUDGE.

Wednesday the 20th day of November, 2024/29th Karthika, 1946.

Crl. M.P. No. 724/2024

in

SC PMLA 04/2023

Petitioner/Accused No.1-8 : Bijoy. A.K, aged 50 years,
S/o. A.K. Kumaran,
Anandathuparambil House, Korimbisseri,
Irinjalakkuda, Thrissur-680121.

Represented By : Adv. Pious Joseph. A

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 : Sri.M.J. Santhosh,
Spl. Public Prosecutor,
Directorate of Enforcement.

This petition coming on for hearing on 20th day of November, 2024 in the presence of Counsels on both sides and having stood over for consideration on the same day the Court passed the following:-

ORDER

Application filed by accused No.1 for permission to leave State of Kerala for a further period of ninety days.

2. The petitioner is accused No.1 in the above said case registered u/s. 3 r/w. 4 of PML Act. He was granted bail by this Court on 12.01.2024 and as per condition No.2, it was ordered that the petitioner shall not leave the State of Kerala without prior permission of this Court. According to the petitioner, he engaged his lawyer Sri. K. Girishkumar and Company, who are practicing in Supreme Court, New Delhi, he intends to prefer an appeal against the order of adjudicating authority under the PML Act, for that purpose, he has to consult his lawyers at New Delhi and besides that in connection with his business activities, he has to travel outside Kerala. Hence, he prayed to allow him to travel beyond Kerala for a period of sixty days for the said purpose and filed CrI. M.P. 575/2024. This Court has allowed the said application on 19.09.2024 and permission was granted to the petitioner

to go outside Kerala for a period of sixty days w.e.f 19.09.2024. The said period expired by 18.11.2024. The present application has been filed by the petitioner seeking extension of the said period for a further period of ninety days.

3. Notice in this application has been given to the Special Public Prosecutor in charge of this case and the respondent has filed objection. Both sides were heard and perused the records.

4. The point for consideration is, whether there is sufficient ground to allow the petitioner to go outside Kerala ?

5. **The Point:-** It is submitted on behalf of the petitioner that the petitioner may be permitted to go outside Kerala for a further period of ninety days and granting permission to the petitioner will not in any way affect the interest of the prosecution as this is a case of 2023 and trial is yet to be started. The learned Special Prosecutor raises formal objection in allowing this application. I am satisfied that permission can be granted to the petitioner to go outside Kerala as prayed for by him for a further period of ninety days and that will not affect the interest of the prosecution. Hence this application is only to be allowed.

In the result, petition is allowed and permission is granted to the petitioner to go outside Kerala for a further period of ninety days w.e.f today i.e. 20.11.2024.

Dictated to the Confidential Assistant, transcribed and typed by her, corrected by me and pronounced in open Court on this the 20th day of November, 2024.

Sd/-
Sabarinathan.P
Special Judge

Appendix: Nil.

Sd/-
Special Judge

Typed by:-
Compd. by:-

Order
in
CrI. M.P 724/24
in
SC PMLA 04/2023
Dated 20.11.2024