

C. C. NO.1264/MISC/2021

ORDER BELOW APPLICATION FILED BY THE APPLICANT FOR  
PERMISSION TO GO ABROAD AND RETURN OF PASSPORT

Read the application, say of Marine Drive Police Station, Mumbai.

2 Heard Ld. Counsel for the applicant and Ld. APP for the respondent at length.

3 It reveals that the applicant Mr. Jagdish Mavji Singhani has made this application for return of passport and granting permission to travel abroad i.e. Serbia, Croatia, UK, US, Germany and Italy for business purpose from 01/10/2021 to 20/01/2022.

4 The respondent has filed say and submitted that presence of applicant/accused is necessary at the time of adjudication proceeding and likelihood of her absconding cannot be ruled out. Hence, respondent prayed to reject the present application.

5 If considered the submission made by Ld. Counsel for both the parties and the apprehension expressed by the respondent and the fact that Ld. Advocate of the applicant look after his adjudication proceeding and attend at the time of hearing on behalf of applicant, I am of the view that no prejudice will cause to the respondent if the prayer made by the applicant is allowed on certain conditions.

ORDER

1. The application is allowed.
2. Applicant/accused **MR. JAGDISH MAVJI SINGHANI** is permitted to return the passport and go to abroad i.e. Serbia, Croatia,

UK, US, Germany and Italy for business purpose from 01/10/2021 to 20/01/2022 subject to the conditions specified by the Indian Government with regard to travel abroad.

3. Applicant/accused to furnish additional cash security of Rs.2,00,000/- (Rs. Two Lacs only) for the same which will be refundable after final adjudication of the matter at the time of judgment.

4. The applicant is directed to give the details/schedule of his tour of Serbia, Croatia, UK, US, Germany and Italy.

5. The applicant is directed to furnish detailed address and contact number during his travel abroad.

6. Applicant is also directed to furnish two references along with their consent to the concern police station who can be contacted in his absence.

7. Applicant shall give an undertaking that he shall not extend the period of stay at abroad.

8. The applicant is directed to remain present before the Court within 48 hours upon his returning from the visited country.

9. The Marine Drive Police Station is directed to hand over the passport of applicant/accused, if seized.

10. Applicant is directed to report concern police station immediately after his returning from visited country and redeposit the passport with respondent / concern police station.

11. Accused to give undertaking that his advocate will represent him in adjudication proceeding.



(R. M. Nerlikar)

Mumbai  
Date : 28/08/2021

Addl. Chief Metropolitan Magistrate  
8<sup>th</sup> Court, Esplanade, Mumbai.