

[1]

**SPECIAL CASE NO.18/2011**

**CNR NO.: MHPU01-008764-2011**

CBI Vs. R.Balsubramaniam and 11 others

**ORDER BELOW EXH.244**

1] Heard learned advocate for accused no.2 Medha Bavdekar and PP Mr.Arikar for prosecution.

2] This is an application filed by accused no.2 thereby she sought a permission to travel abroad (USA) to visit her son, daughter-in-law and their baby during the period from 15/11/2019 to 01/05/2020.

3] PP filed the say and submitted that it is apprehended that if accused applicant is allowed to go abroad, she may not come back to face the trial. If she is allowed to go abroad, necessary conditions may be imposed on her.

4] It appears from the order passed below exh.142 that the accused no.2 was permitted to travel abroad for the period of 16/5/2015 to 31/5/2015. She has permitted to furnish surety amount for the same. She has complied the said order and came back in India.

5] It appears from the order passed below exh.192 that accused was permitted to leave India for the period of 01/5/2017 to 30/6/2017. She has complied the order.

6] It further appears from order passed below exh.204 that accused was permitted to leave India for the period of 01/10/2018 to 02/01/2019. She has complied the order.

7] In view of aforesaid fact it appears there is no likelihood to flee the accused from justice. It appears accused being old age mother of only son intended to spent some time with them and their

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children. The accused has only son who is settled in USA. Considering the e-mail on record and fact stated in the application it is proper to allow a grandmother to meet her grandson. It is proper to allow the mother to meet her son and daughter-in-law and allow the family members to live together.

8] The accused has asked to travel abroad for the period from 15/11/2019 to 01/5/2020. However, in my view it is a very long period. It is not the real requirement of the time. Accused has only son. She is of 62 years old. In such a situation her desire to live with her son is reasonable and her right. It is not proper to deprive a mother to live with her son. If she want to meet her son and grandson and she want to spent her time with them, in my view, four months time is sufficient in all respect. If I permit her to remain abroad for six months it would not carry proper message in the Society. Further the Revision filed by co-accused if come to an end at any point of time then presence of this accused will require there. Therefore, in the interest of justice, I pass following order -

### **ORDER**

- a] Application is partly allowed.
- b] Applicant accused **Mrs. Medha Bavadekar** is permitted to travel abroad USA for the period of four months from **15/11/2019 to 15/03/2020**.
- c] On arrival in India applicant accused shall report her appearance before the Court.

Date – 14/10/2019

(Pralhad C.Bhagure)  
Special Judge (CBI-ACB cases), Pune.

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I affirm that the contents of this PDF file order are same word for word as per original order

Name of Steno : Mrs. B.R.Jakka  
Court Name: : Shri.Pralhad C.Bhagure  
Special Judge CBI, ACB, Pune.  
Order signed by PO : 14/10/2019  
Date of PDF : 14/10/2019  
Order uploaded on : 14/10/2019