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Special Case No.18/2011
CNR No.MHPU01-008764-2011

Central Bureau of Investigation
Vs.
R.Balsubramaniam and 11 others

ORDER BELOW EXH.332

1] Applicant / accused Achyut Medhekar has filed this application seeking permission to travel to San Francisco USA from 23/2/2023 to 13/4/2023. He submitted that he wants to meet his daughter and grandchildren who are residing at San Francisco USA. Earlier also with the permission of court he has visited USA. He is ready to abide by all the terms and conditions imposed upon him. Hence, the applicant prayed to allow him to travel USA during above mentioned period.

2] CBI has filed say at Exh.344. It is submitted that if the applicant is permitted to go abroad, it will delay the proceeding. Presence of accused is necessary at the time of trial. If the application is allowed the applicant / accused will may not return back. Hence, strongly objected and prayed to reject the application.

3] Heard learned advocate for applicant / accused and learned PP for CBI. The case is fixed for hearing on discharge application filed by co-accused in this case. It is pertinent to state that the accused / applicant is an Indian citizen. He is seeking permission to travel to USA for a limited period in

[2]

between 23/2/2023 to 13/4/2023 on the ground to meet his daughter and grandchildren. Applicant has filed on record photocopy of airticket. The application is supported with his affidavit. He has also filed pursis of address viz; c/o. Purva Shepal, 426, Regal Lily Lane, San Ramon, CA 94582, USA, where he is going to stay in USA. It is further appearing from the case record that the trial is yet not commenced and it is unready. The accused is ready to attend the court hearings as and when required.

4] Earlier also applicant / accused is permitted to travel abroad. He has come back on the scheduled date and attending the case. Applicant submitted that he has deposited Rs.1,00,000/- at the time when he has earlier went to USA. That deposited amount is lying in the custody of Court. He has not jumped any condition. Considering the facts stated by the applicant / accused and allegations against him in the report, I do not think there is chance to flee him from the court of justice. The applicant / accused has sought permission to travel abroad from 23/2/2023 to 13/4/2023. The trial is not yet commenced. Present matter can be proceeded further in presence of counsel of applicant / accused. If the presence of applicant / accused is required, in that case, as per his oral submission, he can be called at any point of time whenever required by the Court. He is ready to abide by all the terms and conditions which may be imposed upon him. Hence, it would be proper to allow the accused Achyut Medhekar to travel abroad for period as sought for. Therefore, I pass following

order -

ORDER

- a] Applicant / accused **Achyut Medhekar** is permitted to travel to San Francisco USA from **23/2/2023 to 13/4/2023**.
- b] The order is subject to condition that accused shall furnish his email address, working mobile cell number and detailed address of his stay at USA during the aforesaid period. He shall give an undertaking that if his presence is required during the aforesaid period he shall come back on receipt of summons on his email address.
- c] Applicant / accused shall submit appearance report and copy of passport showing entries in respect of the schedule for which the permission is granted, after his arrival in India.

Date – 18/1/2023

(A.S.Waghmare)
Special Judge (CBI-ACB cases)
Pune.

[4]

I affirm that the contents of this P. D. F. file Order are same word for word as per original Order.

Name of the Court :- Shri. A. S. Waghmare
Special Judge, CBI, ACB,
Pune.

Name of the Steno :- Smt.B.R.Jakka
Stenographer (Grade-I)

Date of Order :- 18/1/2023

Order signed by
presiding officer :- 18/1/2023

Order uploaded on :- 18/1/2023