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Special Case No.43/2017

CNR No. MHPU010123642017

CBI, ACB, Pune.

Vs.

Lt.Gen. (Retd)Jatinder Singh & ors

ORDER BELOW EXH.358

The applicant/accused No.5 namely **Karan Ramesh Kapoor** has filed the present application for grant of permission to travel to England, United Kingdom from 15/06/2025 to 15/07/2025.

2] Perused application and say of Ld. PP for CBI. Also perused record. Heard both sides.

3] It is contention of the applicant/accused that the applicant/accused is a permanent resident of Pune and resides along with his family members at the address mentioned in the caption. The applicant/accused is law abiding citizen and is having deep roots in the society and is a businessman. The applicant/accused has immovable property situated within the jurisdiction of the this Court. He is released on bail in this case on certain conditions including the condition that he should not leave India without prior permission of this Court. It is also contended that the applicant/accused has always secured his presence on each and every date through his lawyer or personally.

4] It is further contended that the applicant/accused is required to travel to England, United Kingdom from 15/06/2025 to

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15/07/2025 to attend the Convocation ceremony of his daughter as she is studying in UK and also to meet his sister-in-law who resides at Urvashi Colaco, 17 Deerings Driver Pinner HA52NZ, UK. It is contended that if the applicant/accused requires to remain present before this Court, he will remain present through video conferencing. It is contended that the applicant/accused is ready to abide by all the terms and conditions, if any imposed by this Court while granting him permission to travel abroad, therefore, it is prayed to allow the application and applicant/accused be allowed to travel abroad during the above mentioned period.

5] *Per contra*, the Ld. PP for CBI has filed his say vide Exh.361 and strongly opposed the application contending that the applicant/accused is charge-sheeted for the offence punishable under sections 120B read with section 420 of the Indian Penal Code and under sections 11 and 13(2) read with section 13(1)(d) of the Prevention of Corruption Act. The applicant/accused has not submitted any relevant document in support of his claim. There is strong apprehension that the applicant/accused will not return India since he is facing trial of serious nature of Economic/corruption offences before this Court. Therefore, it is prayed to reject the application.

6] On perusal of record, it appears that the applicant/accused and other co-accused have been charge-sheeted for the offences punishable under sections 120B read with section 420 of Indian Penal Code and under sections 11 and 13(2) read with section 13(1)(d) of the Prevention of Corruption Act, 1988. It further appears that the accused Nos.2 and 4 have been discharged.

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It further appears that the present case is stayed by Hon'ble Bombay High Court. Previously, the applicant/accused was permitted to travel abroad by this Court. It also appears that the applicant/accused marked his appearance before this Court after returning to India.

7] The applicant/accused is ready to abide by all terms and conditions. He has sworn affidavit to support his application. He is ready to give schedule of travel. He along with his family wants to visit England, United Kingdom for the period from 15/06/2025 to 15/07/2025. The trial is yet to commence as the same has been stayed by the Hon'ble High Court.

8] Therefore, considering the above discussed facts, there is no impediment to permit applicant/accused to travel out of India from 15/06/2025 to 15/07/2025 on certain conditions. It is pertinent to mention that if the presence of applicant/accused is required before this Court, he can be called at any point of time whenever required by this Court. Therefore, it would be proper to allow the applicant/accused Karan Ramesh Kapoor to travel abroad for period as sought for. Hence, I proceed to pass following order -

- i] Applicant/accused Karan Ramesh Kapoor is permitted to travel out of India from 15/06/2025 to 15/07/2025 to visit England, United Kingdom.
- ii] The order is subject to condition that applicant/accused shall furnish his email address, valid mobile/cell number and detailed of address of his stay at England, United Kingdom during the aforesaid period. He shall give an undertaking that if his presence is required before this Court during the aforesaid period he shall come back on receipt of summons/notice on his email address.

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- iii] The applicant/accused shall furnish his detailed schedule of travel before leaving India.
- iv] The applicant/accused shall deposit Rs.50,000/- in this Court on or before 14/06/2025 as a security deposit for his proposed travel, which shall not carry any interest.
- v] The 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: 02/06/2025.

(R. R. Mendhe)
Special Judge (CBI-ACB cases)
Pune.

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CERTIFICATE

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

Name of Steno : I. E. Deshmukh
(Steno Grade-I)

Court Name: : Shri. R.R. Mendhe
Special Judge (CBI-ACB), Pune.

Order signed by PO : 02/06/2025.

Date of PDF : 02/06/2025.

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