

[1]



Special Case No.43/2017

CNR No. MHPU01-012364-2017

CBI, ACB, Pune.

Vs.

Lt.Gen. (Retd)Jatinder Singh & ors

ORDER BELOW EXH.325

The applicant/accused namely **Karan Ramesh Kapoor** has filed the present application for grant of permission to travel to Maldives from 20.11.2024 to 20.12.2024.

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

3] It is contention of the applicant/accused that previously he was granted permission to travel abroad and he has followed all the terms and conditions of the said order. It is also contended that the present matter is stayed by Hon'ble High Court, therefore, there is no possibility that the matter shall be heard in near future. 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.

4] The Special PP for CBI has filed his say on the overleaf of the application and strongly opposed the application

[2]

contending that matter is fixed for charge. If the permission is granted to applicant/accused to travel abroad, then there would be delay in framing charge. It is also contended that applicant/accused may abscond and will not return to India, therefore, it is prayed to reject the application.

5] On perusal of record, it appears that the applicant/accused and other co-accused have been charge-sheeted for the offences punishable under sections 120-B r/w 420 of Indian Penal Code and u/sec. 11, 13(2) r/w Section 13(1) (d) of the Prevention of Corruption Act, 1988. It further appears that the Accused no.2 & 4 have been discharged. Applicant is accused no.5 in this matter. 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 my Ld. predecessor. It also appears that the applicant/accused marked his appearance before this Court after returning to India.

6] 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 Maldives for the period from 20.11.2024 to 20.12.2024. The trial is yet to commence as the same has been stayed by the Hon'ble High Court.

7] Therefore, considering the above discussed facts,

[3]

there is no impediment to permit applicant/accused to travel out of India from 20.11.2024 to 20.12.2024 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 20.11.2024 to 20.12.2024 to visit Maldives.
- 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 Maldives 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.
- iii] The applicant/accused shall furnish his detailed schedule of travel before leaving India.
- iv] 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 – 21/10/2024

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

[4]

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

Name of Steno : A.E. Deshmukh
(Steno Grade-III)

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

Order signed by PO : 21/10/2024

Date of PDF : 23/10/2024

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