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Special Case ACB No.46/2017

CNR No. MHPU010123842017

CBI,

Vs.

Ajit Kamlakar Gokhale and others.

ORDER BELOW EXH.316

The applicant/accused no.1 namely **Ajit Kamlakar Gokhale** has filed the present application for grant of permission to travel to Canada and Singapore from 09/04/2025 to 09/08/2025.

2] Perused application and pursis filed by applicant/accused. Also perused the say of Ld. Spl. PP and record. Heard both sides.

3] It is contention of the applicant/accused that the younger daughter of applicant/accused namely Prarnal is residing in Canada. She is regular employee. She is having 10 months old baby and she has requested the applicant/accused to visit Canada to support her and her baby. It is also contended by the applicant/accused that his elder daughter namely Ashwini is residing at Singapore. She is also having a baby of 6 months old. She also asked the applicant/accused to visit Singapore to support her baby, as she is regular employee. Therefore, the applicant/accused is requesting to grant him

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permission for travel to Canada and Singapore from 09/04/2025 to 09/08/2025. It is further contended that earlier the applicant/accused has been granted permission to travel out of India three times and he had abide all the conditions put in by this Court and had returned to India strictly as per schedule submitted to this Court. It is contended that the applicant/accused wants to travel to U.S.A. for one week during his visit to Canada and wants to travel to Malaysia and Thailand for 10 days during his visit to Singapore. The Ld. Advocate for applicant/accused is ready to conduct the trial in the absence of applicant/accused without challenging his identify. Therefore, it is prayed to allow the present application.

4] *Per contra*, the Special P.P. for CBI has filed his say vide Exh.319 and strongly opposed the application contending that the applicant/accused is charge-sheeted for serious offences and the case is under trial. There are seven cases registered against the applicant/accused with CBI-ACB, Pune and after completion of investigation, the charge-sheets were filed. It is contended that charge has been framed against the applicant/accused and matter is fixed for prosecution evidence, therefore, presence of the accused is required at the time of trial. It is further contended that the applicant/accused has not submitted any relevant documents in support of his claim in the said application before this Court. It is contended that there is

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strong apprehension that the applicant/accused will abscond, if he permitted to go abroad, since he has facing trial of serious nature of Economic/corruption offences before this Court. Therefore, it is prayed to reject the application.

5] On perusal of record, it appears that the applicant/accused and other co-accused are being tried for the offences punishable under Sections 120B read with sections 420, 465, 467 and 471 of IPC and sections 13(2) read with section 13(1)(d) of the Prevention of Corruption Act, 1988. The trial has been commenced and the evidence of prosecution witnesses is being recorded. The applicant/accused has filed affidavit to support his contentions. The Ld. Advocate for applicant/accused has filed pursis stating that he is ready to conduct the trial in absence of the applicant/accused and for that applicant/accused has given his consent. It is also stated therein that the identity of the applicant/accused will not be disputed or challenged by the defence.

6] It further appears from record that previously the applicant/accused was permitted to go abroad and after specific period for which he was permitted to go abroad, the applicant/accused appeared before this Court. The applicant/accused is ready to co-operate with the trial. There are several witnesses, so, the trial will take its own time to

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complete. 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.

7] As the applicant/accused is seeking permission to help his daughters for taking care of their respective child, therefore considering discussed facts, there is no impediment to permit applicant/accused to travel to Canada and Singapore from 09/04/2025 to 09/08/2025 on certain conditions. Therefore, it would be proper to partly allow the application of applicant/accused No.1 Ajit Kamlakar Gokhale to permit him to travel abroad for period from 09/04/2025 to 09/08/2025 only for Canada and Singapore. Hence, I proceed to pass following order -

Application below Exh. 316 is hereby partly allowed on following conditions:

- i) Applicant/accused No.1 namely Ajit Kamlakar Gokhale is permitted to travel abroad to Canada and Singapore only for the period from 09/04/2025 to 09/08/2025.
- ii) The order is subject to condition that applicant/accused shall furnish his email address, valid mobile / cell number and detail addresses of his stay at Canada and Singapore during aforesaid period.
- iii) 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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- iv) The applicant/accused shall furnish his detailed schedule of travel to CBI before leaving India.
- 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 – 24/02/2025.

(R.R. Mendhe)
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 : I.E. Deshmukh
(Steno Grade-I)

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

Order signed by PO : 24/02/2025.

Order uploaded on : 24/02/2025