



Special Case No.46/2017
CNR No. MHPU01-012384-2017

CBI, ACB, Pune

Vs

Ajit Kamlakar Gokhale & others

ORDER BELOW EXH.194

1] Accused Ajit Kamlakar Gokhale along with other co-accused is charge-sheeted for the offences punishable under section Section 120-B r.w. 420, 465, 467 & 471 of Indian Penal Code and u/sec. 13(2) r.w. section 13(1)(d) of the Prevention of Corruption Act, 1988.

2] Accused Ajit Gokhale has filed this application and submitted that his daughter Ashwini is currently working in Singapur and residing at Flat No.12-04, Ocean Park, 522 East Coast Road, Singapur – 455986. At present she has to attend her office physically for minimum 8 hours. She is having a small baby boy and it is very difficult to look after him properly in her long absence on daily basis. Hence, his daughter requested the applicant to live with her for at least 2-3 months to take care of the small baby. Further it is contention of applicant that in the year 2019 and 2020 also he was allowed to travel out of country and he has abide by all the terms and conditions imposed on him and returned back to India well within the permitted time. On these aforesaid grounds, he is seeking permission to travel abroad from **01/10/2022 to 05/12/2022**. Therefore, this application.

3] CBI has filed the say vide Exh.198 and submitted that

the present crime has been registered against accused persons under Prevention of Corruption Act. Applicant / accused worked as Assistant General Manager (AGM) of Bank of Maharashtra, Model Colony Branch, Pune, from 21/11/2009 to 06/04/2013 and subsequently transferred to Nashik. There are seven cases including present case have been registered against present applicant / accused vide Special Case No. 23/2017, 24/2017, 44/2017, 45/2017, 47/2017, 559/2020 and present case. In the present case charge has been framed and now matter is fixed for prosecution evidence. The presence of the accused is required at the time of trial. If applicant / accused is allowed to travel abroad, there is reasonable apprehension that he may abscond. Hence, prayed to reject the application.

4] Heard learned advocate Mr. Rahul Deshpande for applicant / accused and learned APP Mr.Abhayraj Arikar for CBI /prosecution. The case is fixed for evidence. The accused is ready to attend the court hearings as and when required. Daughter of applicant is residing at Singapur. Application is supported with affidavit. He has also filed schedule of travel. He along with his wife is intending to reside for 2-3 months with his daughter for taking care of his minor grandson. He being a father has legal right to stay with his children. The trial is not yet commenced.

5] 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 01/10/2022 to

05/12/2022 i.e. for more than 2 months. In the present matter charge is framed. Trial has yet not commenced. But trial can be commenced in presence of his counsel. 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. Therefore, it would be proper to allow the accused Ajit Gokhale to travel abroad for period as sought for. Therefore, I pass following order -

ORDER

- a] Accused **Ajit Kamlakar Gokhale** is permitted to travel to Singapur and stay there from **01/10/2022 to 05/12/2022**.
- 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 Singapur 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.

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

Date – 17/09/2022

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

Name of Steno : Smt.B.R.Jakka,
Stenographer, Grade 1

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

Order signed by PO : 17/9/2022
Date of PDF : 17/9/2022
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