

CBI 287/2019 CBI VS NE TELEVISION PVT LTD AND ORS.

04.01.2025

Ld. P.O is on leave today.

Present: Sh. Anup Kumar, Ld. APP for CBI.
Sh. Sourabh Nagar, Sh. Vishal Gourav & Sh. Abhinav
Kathuria (through VC), Ld. Counsel for applicant/
accused.

1. An application has been moved on behalf of applicant/accused no.4 Nagesh Kumar Behl, for travelling abroad to USA, UK and Dubai from 05.01.2025 to 31.03.2025.

2. It is pertinent to mention herein at the outset that earlier also same set of application has been allowed vide order dated 07.11.2024, wherein Ld. ACJM-05, have allowed the application to travel abroad. The reasons for traveling abroad vide order dated 07.11.2024, have been same, that is to exploring the options for education for his son as well as for vacation.

3. Further, an additional plea has been taken in the present application, wherein the reason for professional work has been stated.

4. It is not clear as to which of the above 3 destinations i.e. USA, UK and Dubai, the applicant herein intends to travel to and in particular qua USA, UK and Dubai.

5. It is pertinent to mention herein that the previous application was allowed on 07.11.2024, taking into consideration that the trial was not affected and the permission was given only to be availed before the next date of hearing i.e. 07.01.2025.

6. In the present case, since the applicant herein is seeking permission to travel abroad from 05.01.2025 to 31.03.2025, and the

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trial date in the present case is on 07.01.2025, henceforth this Court cannot forego the importance of trial for the sake of vacation of the applicant, the ambiguous professional work, the ambiguity in which of the destinations he seeks to travel and further, the again allowing the application for exploring the study options for his son, when the trial date is falling within 05.01.2025 to 31.03.2025, when already an application was granted on the ground for securing the study options for his son.

7. This is not to trivialize the concern of the applicant to explore the study options for his son, but for the reason that the date of trial is on 07.01.2025 i.e. within the date the applicant is seeking to travel abroad.

8. Application stands dismissed.

9. The applicant would be at liberty to move an application, after the next date of hearing.

10. After the application has been dismissed, one of the Ld. Counsel for applicant/ accused no.4, appearing through VC, submits that in the similar case, the permission has been granted, however, this Court for the reasons canvassed above, upholds its decision.

11. Application stands disposed of, as dismissed.

12. Re-notify on the date already fixed i.e. **07.01.2025**.

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(Vaibhav Chaurasia)

2nd Link Addl. Chief Judicial Magistrate-04
Rouse Avenue Courts Complex
New Delhi/04.01.2025