

Special Case No. 04/16
Reg No.02/22
CNR No. WBCS01 000002-2022

Order No.201

Order dated 04.03.24

Today is fixed for appearance of the accused persons and supply of copy.

Mihir Sen Burman (A2) is present by filing hazira and Sandeep Singh Chaddha (A6), Uday Bhan Pandey (A8), Jaspal Singh Chandok (A5), Piyush Mahasukhlal Seth (A7), Rabindra Kr. Bhalotia (A3) and Prateek Kr. Bhalotia (4) are absent by filing petitions u/s 317 CrPC.

Accused petitioner Arvind Mohan Sahay (A1) is present by filing hazira.

Ld. PP for CBI is present

Now the record is taken up for hearing petition dated 15.01.24 for permission of accused petitioner A.M. Sahay (A1) to travel abroad along with his family at Kathmandu, Nepal to participate in the performance of " Rudraasbhishek to Lord Shiva" during the period 10.04.24 to 17.04.24.

Ld. Advocate for the petitioner submits this accused petitioner has duly been complied with all conditions imposed by the Id. Court from time to time governing such visit abroad.

Ld. Advocate for the petitioner further submits petitioner abide all norms during his visit at abroad and shall remain present court after returning India.

Ld. Advocate for the petitioner also further submits accused petitioner shall appear on 18.04.2024 before court physically after returning from Kathmandu, Nepal.

Ld. PP for CBI raises vehement objection and submits that the instant case is at a crucial stage where charges are to be framed against all the accused persons if accused A.M Sahay is granted permission for such foreign visit at this stage and in case the said accused absconds, it may adversely affect the trial of the instant case and so prayer for visit abroad should be rejected at this stage.

Heard both sides at length.

Petitioner filed petition, the itinerary of which is given in his petition showing that accused petitioner shall stay to the hotel Magnificent, Kesharmahal Marg, Kathmandu, Nepal and facts remain case is fixed on 12.03.24 for further supply of copy and consideration of charge.

So I think petitioner is permitted to visit abroad to the aforesaid country on the following conditions:-

a) Petitioner shall furnish a bond of Rs.5,00,000/- (five lakhs) to the satisfaction of this court undertaking that the petitioner shall act in terms of the order and return to Kolkata on or before 18.04.2024.

b) The petitioner shall furnish roaming mobile number to the I.O and also furnish details of his visit to abroad.

c) The petitioner shall affirm an affidavit before this court regarding the above.

c) Petitioner namely A.M Sahay (A1) will submit the copy of income tax return.

Petitioner must be present before court in person after returning abroad on 18.04.24 at sharp 10:30 AM.

Thus the petition is disposed off on contest.

Let a copy of this order be supplied to the Ld. PP for CBI for information in this matter.

To 12.03.24 for appearance of all accused, further supply of copy and framing of charge and 18.04.24 for appearance of this accused Arvind Mohan Sahay (A1).

Sd/-
Judge, 3rd Special
(CBI Designated) Court,
Bankshall Court, Calcutta