

Spl Case No. 04/16
Reg No.02/22
CNR No. WBCS01 000002-2022
Order No.230
Order dated 04.03.25.

Out of eight accused persons, A-2 Mihir Sen Barman, A-4 Prateek Kumar Bhalotia and A-5 Jaipal Singh Chandok are present by filing hazira.

A-1 Arvind Mohan Sahay, A-3 Ravindra Kumar Bhalotia, A-6 Sandeep Singh Chadha, A-7 Piyush Mahasuklal Set and A-8 Uday Bhanu Pandey are absent and represented by their respective Ld. Advocates u/s 317 CrPC.

The petition dated 05.11.24 filed by A-1 Arvind Mohan Sahay and the petition dated 20.12.24 filed by A-2 Mihir Sen Barman for renewal of their respective passports bearing no. H3707828 and K0508711 for five years is taken up for hearing.

The Holding IO namely Moloy Das, DSP/CBI/ACB Kolkata submitted a written objection through Id. PP for CBI. Let it be kept with the record.

Heard all the sides.

Ld. PP for CBI raised vehement objection regarding the renewal of passport of the aforesaid two accused persons and submits that in case of renewal of their passport the accused persons may fled away from the country and may not return in future causing serious hindrance in the trial of this case.

On the other hand, Ld. advocate for the accused Arvind Mohan Sahay submits that previously this court was pleased to allow the prayer of renewal of the accused vide order No. 221 dated 10.12.19 and hence, prayed for renewal of the same.

On the other hand, Id. advocate for the accused Mihir Sen Barman submits that the original passport has been expired and requires no objection from this court.

Perused the case record and I have also gone through the office memorandum being no. GSR 570E dated 25.08.1993 issued by Ministry of External Affairs and also considering the back ground of this case that two accused persons (A-4 and A-5) are regularly visiting abroad with the permission of this case and also considering the fact that the charge has not yet been framed, the temporary absence of the accused persons will not hamper the trial of this case.

Considering this back ground of this case and also considering the Clause (a)(i) I am of the view that this court has no objection in case, the passport authority renewed the passport of A-1 Arvind Mohan Sahay and A-2 Mihir Sen Barman for a period of two years.

Thus the petitions filed by A-1 and A-2 for renewal of their respective passports are disposed of.

The petitions filed by A-1 and A-2 for supplying in copies in terms of section 91A of Criminal Rules and Order are taken up for hearing.

Ld. PP for CBI submits that a written objection is required to be filed against the two separate petitions filed by A-1 and A-2.

Considering the submission of Ld. PP for CBI, the case is adjourned for filing objection against the petitions u/s 91A of Criminal Rules and Order by CBI.

To 25.04.25 for filing objection by the CBI and hearing the petition and appearance of all accused persons.

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