

CNR No.CHCH010034132022

CIS No. IA No.06 of 2024

In

P.C. No.9 of 2022

C.B.I. vs. Ashok Goyal

Present : Sh. Narender Singh, Public Prosecutor for the CBI.
Sh. A.S. Chahal, counsel for applicant/accused Ashok Goyal.

ORDER

This order shall dispose of the application filed by the accused Ashok Goyal bearing IA No.6 of 21.02.2024 seeking permission to visit USA from 01.,07.2024 to 31.08.2024 with the averments that his son is settled in USA, whose wife is pregnant and expected to deliver a child in the second week of July 2024. His son and daughter in law requested their presence to look after the mother and expected child, and further the daughter of the applicant/accused is settled at London, and on the way, the applicant/accused and his wife intend to stay with her for 5-6 days, and from USA they intend to visit a friend in Canada for 5 days. The applicant/accused is permanent resident of Ludhiana with his roots in India, and is ready to abide by any conditions imposed upon him. Earlier also, he was granted permission to meet his son in the year 2022, and necessary permission may hence be granted for the present visit.

By way of reply, the CBI submitted that if the applicant/accused is granted permission to go abroad, it is most likely that he would never return, and flee from the trial.

I have heard the learned counsel for the applicant/accused and the learned Public Prosecutor for the CBI.

In its reply, the CBI has not been able to show the misuse of any concession granted to the applicant/accused earlier. The applicant/accused has filed an affidavit supporting the contentions of his application to visit his son and daughter in law, who is expecting a child, and also to meet his daughter at London and a friend at Canada. The present case is otherwise also awaiting further orders from the Hon'ble High Court, and is presently stayed till 10.07.2024. The applicant/accused, however, if intends to travel abroad, needs to be bound by certain terms and conditions, and which would be as follows : -

- (i) That the applicant/accused shall furnish his present and permanent address, mobile number, e-mail address to the Investigating Officer. In case of any change in the address or mobile number or e-mail address, the applicant/accused shall inform the Investigating Officer forthwith and without any default, till further order.
- (ii) That the applicant/accused shall keep his mobile phone on ON mode in all circumstances and all days and shall also call the Investigating Officer appraising him his present whereabouts, if sought in that regard.
- (iii) That the applicant/accused shall furnish all necessary and minute details along with his itinerary and the address of his son at USA, his daughter at London and his friend at Canada with the Investigating Officer and shall also submit all necessary and incidental other information related thereto to the Investigating Officer without fail, along with his stay in the USA/London/Canada with the persons stated above.

(iv) That the applicant/accused shall not seek extension of the period of his stay abroad at any ground whatsoever, except in case of medical emergency and shall return to India by 31.08.2024.

(v) That the applicant/accused shall not visit any other country except USA/London/Canada.

(vi) That the applicant/accused shall not in any manner tamper with the evidence of the prosecution.

(vii) That the applicant/accused shall deposit an FDR in his name to the tune of Rs.25.00 lacs before this court/duty court, which he shall not be able to encash without prior permission of this court, and the said amount shall be forfeited in case there is any violation of conditions on the part of the applicant/accused.

(viii) That the applicant/accused shall furnish an indemnity bond to the tune of Rs.25.00 lac before this court/duty court, and the said amount shall be forfeited in case there is any violation of conditions on the part of the applicant/accused.

As a result, the application as filed, stands allowed subject to fulfillment of the above mentioned conditions.

Pronounced
22.03.2024

Jagjit Singh
Special Judge, CBI Court,
Chandigarh
UID No.HR0090

Rajiv Kumar,
Stenographer Grade - I

Jagjit Singh
Special Judge, CBI Court,
Chandigarh/22.03.2024
UID No.HR0090