



2026:DHC:274

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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(CRL) 2199/2021

P.S. GAHLAUT

..... Petitioner

Through: Mr. Alok Kumar, Mr. Kunal Arora,
Adv.

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Mr. D. P. Singh, SPP with Mr. Manu
Mishra, Mr. Imaan Khera, Adv. for
CBI.
Mr. Zoheb Hossain, Special Counsel
with Mr. Vivek Gurnani, Mr. Kartik
Sabharwal, Mr. Eugene Philomere,
Adv. for ED.

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

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05.06.2024

CRL.M.A. 18116/2024 in W.P.(CRL) 2199/2021

1. The present application filed for early hearing.
2. Learned counsel for the petitioner submits that the matter is fixed before the Roster Bench of the undersigned only.
3. Learned counsel submits that since the petitioner has to travel abroad from 27.06.2024 therefore the present application may be allowed.
4. In view of the submissions made, the present applications are allowed.
5. The application stands disposed of.

CRL.M.A. 16055/2024 in W.P.(CRL) NO. 2199/2021



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6. The present Application has been filed by the petitioner seeking suspension of Look Out Circular issued by respondent Nos. 2 to 4 and further praying that the Petitioner be allowed to travel to attend the 73rd Board Meeting of Jordan India Fertilizer Company L.L.C (“**JIFCO**”) and Board Meeting and Risk Management Committee of Jordan Phosphate Mines Company (“**JPMC**”), in Amman, Jordan from 27.06.2024 to 30.06.2024.
7. The premise on which the permission to travel has been sought by the petitioner is that he has to attend the following official meetings in his capacity as Managing Director of Indian Potash Limited (“**IPL**”), a Company incorporated under the Companies Act, 1956; as a Member of the Board of Director of JPMC and JIFCO:
 - A. Risk Management Committee Meeting of Jordan Phosphate Mines Company (“**JPMC**”) scheduled to be held on 27.06.2024 at the JPMC office located at 11118, Amman, Jordan, PO Box No. 30.
 - B. 73rd Board Meeting of Jordan India Fertilizer Company L.L.C (“**JIFCO**”) which is scheduled to be held on 28.06.2024 at the JIFCO Office located at 98 Wasif Al-Tal Street, Amman, Jordan
 - C. Board Meeting of **JPMC** scheduled to be held on 29.06.2024 at the JPMC office located at 11118, Amman, Jordan, PO Box No. 30.
8. The learned counsel for the applicant / petitioner submits that on earlier occasions also, the applicant has been granted permission to travel to Amman, Jordan, Riyadh, Prague, Bangkok on 10 previous occasions,



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vide orders dated 04.03.2022, 16.08.2022, 31.10.2022, 04.05.2023, 03.07.2023, 28.08.202, 19.10.2023, 11.12.2023, 19.02.2024 and 15.04.2024. He further submits that the Applicant has never committed any default, nor has misused the liberty.

9. The complete itinerary of the applicant / petitioner for his visits to Amman, is as follows:

Date	From - To	Flight No.
27.06.2024	Delhi – Doha 10.35 Hrs – 12.10 Hrs	QR 571
27.06.2024	Doha - Amman 13.55 Hrs - 16.50 Hrs.	QR 6112
29.06.2024	Amman – Doha 20.30 Hrs – 23.10 hrs	QR 401
30.06.2024	Doha - Delhi 02.20 Hrs – 08.45 Hrs.	QR 570

On 27.06.2024, the applicant would be travelling from Doha to Amman, Jordan by flight No. QR 6112. However, in the event of missing / cancellation of the said flight, the applicant will be traveling by next available flight.

While in Amman, Jordan the applicant / petitioner will be staying at The Ritz Carlton, 5th Circle, Al Kindi Street, Amman -11185, Jordan.

10. Learned counsel appearing on behalf of the Respondent / ED submits that he is adopting his previous reply filed vide dairy no. 719108-2023. However, separate reply has been filed by the respondent / CBI.
11. The learned counsel appearing on behalf of the respondents have raised objection to present application in terms of their reply and express



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apprehension as regard the genuineness of the purpose of applicant's visits to the aforesaid country.

12. To address the apprehension of the respondents, the learned counsel for the applicant / petitioners invites attention of the court to Annexure A-3 which are the invitation letters/ notices addressed to the Applicant / petitioner to attend the aforementioned meetings and the conference on the dates given above.
13. It is matter of record that similar objections were raised by the learned counsel for the respondents on earlier occasions when the applicant sought permission to visit Amman (Jordan), Riyadh (Saudi Arabia), Bangkok (Thailand) and Prague (Czech Republic) but still this court granted permission to the applicant to travel abroad in identical circumstances and suspended the LOC.
14. In view of the above, the applicant is permitted to travel to Amman (Jordan) as per the itinerary mentioned in para 4 hereinabove subject to the following conditions:
 - g) That the petitioner shall furnish a fixed deposit of Rs. 50 Lakhs with two sureties in the like amount, one of which shall be by IPL;
 - h) The petitioner shall not visit any destination other than Amman (Jordan) from 27.06.2024 to 30.06.2024 ;
 - i) The petitioner shall take return flights to India as per itinerary mentioned in para 4 above and provide the details of his departure/arrival to the concerned officials of respondent Nos.2 and 3 in advance;



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- j) On his return to India, the petitioner shall file his affidavit stating the outcome and achievements of his visit before this Court as well as before the Department of Fertilizers;
 - k) The petitioner shall furnish his mobile number at the time of furnishing of surety, which he undertakes to keep operational at all times during the period of his visits;
 - l) Upon his return to India, the petitioner shall furnish copy of his passport to the concerned officials of respondent Nos.2 and 3, in pursuance of his undertaking to not travel to any place other than those mentioned in para 9 (b) above.
15. The learned counsel appearing on behalf of applicant / petitioner submitted that FDRs worth Rs. 50 Lakhs each (valid for 2 years) which were deposited by the Applicant/Petitioner and other two sureties have been verified by the Learned Joint Registrar. Said FDRs are still in the custody of the Registry of this Court. Accordingly, requirement for furnishing of FDRs furnished by the Petitioner and the Verification of the sureties by the Joint Registrar is being dispensed with.
16. Learned Counsel appearing on behalf of applicant/Petitioner submits that on one of a previous occasion when the applicant / petitioner had travelled to Jordan his passport was seized by the authorities at Jordan on the ground that there is a blue notice issued against him despite a clarification having been inserted in the one of the earlier orders dated 03.07.2023. He urges this court to issue appropriate directions so that the blue corner notice does not come in the way of petitioner's visits to the aforesaid countries.



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17. Accordingly, the National Central Bureau (NCB) is directed to convey to the concerned Interpol Authorities of the aforesaid country with regard to the permission having being granted by this court to the petitioner to travel to the said countries, in the specific dates to ensure that the visit of the petitioner to the said countries on the dates specified hereinabove, is not obstructed by blue notice, if any issued.
18. The respondents (CBI / ED) are directed to communicate this order to the National Central Bureau (NCB). The applicant / petitioner is also at liberty to communicate this order to the NCB.
19. The application stands disposed of.
20. Copy of this order be given *dasti* under the signatures of the Court Master.

DINESH KUMAR SHARMA, J
(VACATION JUDGE)

JUNE 5, 2024/AR..