



2026:DHC:274

\$~62

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(CRL) 2199/2021**

P.S. GAHLAUT

.....Petitioner

Through: Mr. Sudhir Nandrajog, Sr. Adv. with
Mr. Alok Kumar, Mr. Kunal Arora,
Adv.

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Mr.Ripudaman Bhardwaj, CGSC with
Mr.Kushagra Kansal, Advocate for
UI
Mr.Zoheb Hossain, Spl. Counsel with
Mr.Vivek Gurnani, Mr.Kartik
Sabharwal and Mr.Kanishk Maurya,
Advocates for Directorate of
Enforcement
Mr.D.P.Singh, SPP with Mr.Manu
Mishra, Advocate for R-2/CBI

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

%

13.08.2024

CRL.M.A. 23286/2024in W.P.(CRL) NO. 2199/2021

1. 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 petitioner be allowed to travel to attend the 74th Board Meeting of Jordan India Fertilizer Company L.L.C (“**JIFCO**”) and Board Meeting, Governance and Risk Management meeting Company and Brain Storming meeting of Jordan Phosphate Mines (“**JPMC**”), in Amman, Jordan from 27.08.2024 to 01.09.2024. Moreover, the petitioner is also seeking permission



2026:DHC:274

to attend the IFA Crossroads Asia Pacific Conference 2024 in Hong Kong, China from 07.10.2024 to 11.10.2024.

2. 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. 74th Board Meeting of JIFCO which is scheduled to be held on 28.08.2024 at the JIFCO Office located at 98 Wasif Al-Tal Street, Amman, Jordan
- B. Board Meeting of JPMC which is scheduled to be held on 29.08.2024 at the JPMC office located at 11118, Amman, Jordan, PO Box No. 30
- C. Governance and Risk Management meeting of JPMC which is scheduled to be held on 30.08.2024 at the JPMC office located at 11118, Amman, Jordan, PO Box No. 30.
- D. Brain Storming Meeting of JPMC which is scheduled to be held on 31.08.2024 at the JPMC office located at 11118, Amman, Jordan, PO Box No. 30.
- E. IFA Crossroads Asia Pacific Conference 2024 scheduled to be held from 07.10.2024 to 11.10.2024 at Grand Hyatt, Hong Kong, 1 Harbour Road, Hong Kong, China.

3. Counsel for applicant / petitioner submits that on **11 previous occasions** also, the applicant has been granted permission to travel to Amman, Jordan, Riyadh, Prague, Bangkok, *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, 15.04.2024 and 05.06.2024. He further submits that the applicant has been joining investigation as and when required by the Investigating Agency.

4. The complete itinerary of the applicant / petitioner for his visits to



2026:DHC:274

Amman, Jordan and Hong Kong China has been given in paragraphs 7 and 11 respectively of the application.

5. For travel to **Amman, Jordan** & back to **Delhi**:

Date	From - To	Flight No.
27.08.2024	Delhi – Doha 10.35 Hrs – 12.10 Hrs	QR 571
27.08.2024	Doha - Amman 13.55 Hrs - 16.50 Hrs.	QR 6112
31.08.2024	Amman – Doha 20.30 Hrs – 23.10 hrs	QR 401
01.09.2024	Doha - Delhi 02.20 Hrs – 08.45 Hrs.	QR 570

On 27.08.2024, 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 travelling by the next available flight. Accordingly, on 01.09.2024, in the event of missing/cancellation of the flight No. QR 570, the Applicant will be travelling back to Delhi by the 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.

6. For travel to **Hong Kong, China** & back to **Delhi**:

Date	From - To	Flight No.
07.10.2024	Delhi – Hong Kong 01.00 Hrs – 09.10 Hrs	CX 694
11.10.2024	Hong Kong – Delhi 17.45 Hrs - 21.15 Hrs.	CX 695

On 11.10.2024, in the event of missing/cancellation of the flight No. CX695, the Applicant will be traveling back to Delhi by the next available flight.



2026:DHC:274

While in Hong Kong, the Applicant will be staying at Grand Hyatt, Hong Kong, 1 Harbour Road, Hong Kong, China.

7. Counsels appearing on behalf of Respondent No. 2/ CBI and Respondent No. 3 / ED submit that they are adopting their previous replies filed.

8. Counsels appearing on behalf of respondents have raised objection to present application in terms of their reply and express apprehension as regard the genuineness of the purpose of applicant's visits to the aforesaid country.

9. To address the apprehension of respondents, counsel for applicant / petitioners invites attention of the Court to Annexures A-3 and 5 which are the invitation letters/ notices/ registration addressed to/by the Applicant / Petitioner to attend the aforementioned meetings and the conference on the dates given above.

10. It is matter of record that similar objections were raised by counsel for respondents on earlier occasions when applicant sought permission to visit Amman (Jordan), Riyadh (Saudi Arabia), Bangkok (Thailand) and Prague (Czech Republic), but this Court granted permission to applicant to travel abroad in identical circumstances and suspended the LOC.

11. In view of the above, applicant is permitted to travel to Amman (Jordan) and Hong Kong (China) as per the itinerary mentioned in para 4 hereinabove subject to the following conditions:

- a) That petitioner shall furnish a fixed deposit of Rs. 50 Lakhs with two sureties in the like amount, one of which shall be by IPL;
- b) Petitioner shall not visit any destination other than Amman (Jordan) from 27.08.2024 to 01.09.2024 and Hong Kong, China from 07.10.2024 to 11.10.2024;



2026:DHC:274

- c) 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;
- d) On his return to India, Petitioner shall file his affidavit stating the outcome and achievements of his visit before this Court as well as before the Department of Fertilizers;
- e) 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;
- f) Upon his return to India, 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.

12. Counsel appearing on behalf of applicant / petitioner submitted that FDRs worth Rs. 50 Lakhs each (valid for 2 years) which were deposited by Applicant/Petitioner and other two sureties have been verified by the Joint Registrar. Said FDRs are still in the custody of the Registry of this Court. Accordingly, requirement for furnishing of FDRs furnished by Petitioner and Verification of the sureties by Joint Registrar is being dispensed with.

13. Counsel appearing on behalf of applicant/Petitioner submits that on a previous occasion when applicant / petitioner had travelled to Jordan his passport was seized by authorities at Jordan on the ground that there is a Blue Corner 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.



2026:DHC:274

14. 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 petitioner to travel to the said countries, to ensure that the visit of the petitioner to the said countries on the dates specified hereinabove, is not obstructed by Blue Corner Notice, if any issued.

15. 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.

16. The application stands disposed of.

17. Copy of this order be given *dasti* under the signatures of the Court Master.

W.P.(CRL) 2199/2021

1. List on 29th August, 2024
2. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 13, 2024

SV