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

+ W.P.(C) 3100/2022
SHIVANI MODI

.....Petitioner

Through: Mr. Vivek Chib, Sr. Adv., Mr.
Anirudh Wadhwa, Mr. Bhargav R.
Thali, Mr. Sidharth Sunil Debarshi
and Mr. Sarthak, Advs.

versus

UNION OF INDIA AND ORS.

.....Respondents

Through: Mr. Sunil Agarwal, Sr. SC, Mr.
Shivansh B. Pandya, Jr. SC, Mr.
Viplav Acharya, Jr. SC, Ms. Priya
Sarkar, Jr. SC and Mr. Utkarsh
Tiwari, Advs. for Income Tax
Department.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

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19.03.2025

CM APPL.15879/2025 (filed on behalf of petitioner seeking suspension of LOC)

1. This is an application filed by the petitioner seeking that the petitioner be permitted to travel abroad to United States of America between 25.03.2025 and 31.05.2025. The present application is necessitated on account of the impugned Look-out Circular (LOC) bearing No. 1/SIC/(ACK)/LOC/2021-6366 dated 06.07.2021.
2. It is submitted that during the pendency of the present petition, the petitioner has been permitted to travel abroad on several occasions including *vide* order dated 03.02.2025. The present application also discloses the



various companies in which the petitioner is a Director. It is contended that the applicant and/or her husband hold directorial or shareholding positions in several businesses, having significant turnover.

3. Learned counsel for the Income Tax Department while not opposing the present application, submits that the applicant be subject to the same terms and conditions as imposed by this Court on previous occasions, whereby the petitioner was permitted to travel abroad.

4. Considering the aforesaid, the application is allowed. The petitioner is directed to travel as per the prayer made in the present application, subject to the following conditions:

- i. The FDR deposited by the petitioner in terms of order dated 11.05.2023 shall continue to remain deposited with the Registrar General of this Court. The aforesaid FDR shall be continued to be kept on auto-renewal mode.
- ii. The petitioner shall file a detailed affidavit disclosing her complete itinerary, including her stay at various locations abroad as well as telephone numbers and residential/ hotel addresses. She shall also file an undertaking that she shall strictly adhere to the itinerary mentioned in the affidavit and not visit any other stations. She shall also furnish a copy of the air tickets purchased by her, including the return ticket, before the Registrar General of this Court.
- iii. The petitioner shall also provide the contact numbers that she would use during the period of stay abroad, and at least one of the said contact number will be kept operational at all times, subject to all fair exceptions, including the period she is on-board the aircraft.
- iv. The petitioner shall file a self-attested copy of her passport along



with a copy of her visa/s in the Court on her return to India.

v. The permission to travel abroad given in this order shall be subject to other applicable conditions and will not be deemed as a direction to any other authority.

vi. The petitioner shall furnish an undertaking that upon her return to India, she shall participate in any proceedings against her and that she shall be bound down by any orders that may be passed by competent courts/authorities, subject to any challenges thereof.

6. List before Joint Registrar (Judicial) on 21.03.2025.

SACHIN DATTA, J

MARCH 19, 2025/cl