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

+ CRL.A. 883/2014

ANIL DHAWAN

.....Appellant

Through: Mr. Gurpreet Singh, Advocate.
versus

THE CENTRAL BUREAU OF INVESTIGATION THROUGH ITS
DIRECTOR

.....Respondent

Through: Mr. Rajesh Kumar, SPP with Ms.
Mishika Pandita, Mr. Changez Ali
Khan and Mr. Yash Narayan,
Advocates.

+ CRL.A. 1749/2014

ANIL DHAWAN

.....Appellant

Through: Mr. Gurpreet Singh, Advocate.

versus

THE CENTRAL BUREAU OF INVESTIGATION

.....Respondent

Through: Mr. Rajesh Kumar, SPP with Ms.
Mishika Pandita, Mr. Changez Ali
Khan and Mr. Yash Narayan,
Advocates.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

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02.12.2024

CRL.M.A. 35319/2024 in CRL.A. 883/2014

CRL.M.A. 35317/2024 in CRL.A. 1749/2014

Pursuant to last order dated 26.11.2024, Mr. Rajesh Kumar,
learned SPP has handed-up a copy of Status Report dated 02.12.2024
on behalf of the CBI. The status report verifies the documents



appended with the applications, including the appellant's travel itinerary to Istanbul, Turkey; the place where the appellant would be staying while abroad; as well as name of the host and his contact number. That said however, the status report records the CBI's objection to the appellant travelling abroad, submitting that the ground cited for travelling abroad is not compelling enough; and that since the appellant is a convict in 11 cases, he should not be permitted to travel.

2. Status Report dated 02.12.2024 is taken on record.
3. However, Mr. Gurpreet Singh, learned counsel appearing for the appellant submits, that *vide* order dated 26.11.2024 passed in another batch of criminal appeals bearing CRL.A. No. 65/2016, CRL.A. No. 376/2016, CRL.A. No. 621/2016 and CRL.A. No. 904/2016, the appellant has been granted permission to travel on the same itinerary to Istanbul from 05.12.2024 to 20.12.2024; and that in fact the CBI have given their 'no-objection' to that court allowing the appellant to travel aboard.
4. It is noticed that the appellant's sentence was suspended *vide* order dated 01.08.2014 in CRL.A. No. 883/2014 and *vide* order dated 22.12.2014 in CRL.A. No. 1749/2014; however one of the conditions for suspension of sentence was that the appellant would seek prior permission of the court before travelling abroad.
5. It is also seen from the record that the appellant has been granted permission to travel on at least 07 earlier occasions *vide* orders dated 05.09.2014, 28.08.2015, 19.06.2017, 11.06.2018, 05.12.2018,



23.06.2023 and 26.06.2024 and there is no allegation that he misused the liberty so granted.

6. In view of the aforesaid circumstances, the applications are allowed and the appellant is permitted to travel abroad as per the itinerary filed, subject to the following conditions as were also imposed *vide* order dated 26.06.2024 :

6.1. Within 48 hours of his return to India, the appellant will report to Mr. Anurag Singh, Sub-Inspector, CBI, who is the Investigating Officer ('I.O.') to mark his presence;

6.2. In case of any delay in his return flight, the appellant shall inform the I.O. either through phone, SMS or WhatsApp;

6.3. The appellant will furnish his mobile phone number to the I.O. and shall keep his mobile switched-on at all times during his travel except when required by air-safety regulations;

6.4. Upon return to India, the appellant shall surrender his passport to the Registrar General of this court within 05 days of arrival.

7. In view of the above, the Registrar General of this court is directed to return to the appellant his passport.

8. The applications are disposed-of in the above terms.

CRL.A. 883/2014

CRL.A. 1749/2014

9. List in due course on the Regular Board.

ANUP JAIRAM BHAMBHANI, J

DECEMBER 2, 2024/ak