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

+ CRL.A. 65/2016

ANIL DHAWAN

..... Appellant

Through: Mr. Ashvani Verma and Ms. Ruchika Verma, Advs.

versus

CENTRAL BUREAU OF INVESTIGATION

..... Respondent

Through: Mr. Prasanta Varma, Special PP along with Mr. A.S. Khalsa and Ms. Hiteshi Kakkar, Advs.

34

+ CRL.A. 376/2016

ANIL DHAWAN

..... Appellant

Through: Mr. Ashvani Verma and Ms. Ruchika Verma, Advs.

versus

CENTRAL BUREAU OF INVESTIGATION

..... Respondent

Through: Mr. Prasanta Varma, Special PP along with Mr. A.S. Khalsa and Ms. Hiteshi Kakkar, Advs.

35

+ CRL.A. 621/2016

ANIL DHAWAN

..... Appellant

Through: Mr. Ashvani Verma and Ms. Ruchika Verma, Advs.

versus

THE CENTRAL BUREAU OF INVESTIGATION

THR .ITS DIRECTOR

..... Respondent

Through: Mr. Prasanta Varma, Special PP along with Mr. A.S. Khalsa and Ms. Hiteshi Kakkar, Advs.

CRL.A. 65/2016 & connected

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+ CRL.A. 904/2016

ANIL DHAWAN

..... Appellant

Through: Mr. Ashvani Verma and Ms. Ruchika Verma, Advs.

versus

CENTRAL BUREAU OF INVESTIGATION Respondent

Through: Mr. Prasanta Varma, Special PP along with Mr. A.S. Khalsa and Ms. Hiteshi Kakkar, Advs.

CORAM:

HON'BLE MS. JUSTICE POONAM A. BAMBA

ORDER

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25.08.2022

1.0 These matters are fixed for 09.09.2022 and are taken up today on following applications :

CRL.M.A. 5127/2020 in CRL.A. 65/2016

CRL.M.A. 5119/2020 in CRL.A. 376/2016

CRL.M.A. 5113/2020 in CRL.A. 621/2016

CRL.M.A. 5111/2020 in CRL.A. 904/2016

(Applications seeking permission to renewal of passport and to go abroad)

2.0 Vide these applications under section 482 Cr.PC, the petitioner has prayed as under :

“ It is, therefore, most humbly prayed before this Hon'ble Court that keeping in view of the above stated facts and circumstances, this Hon'ble Court may kindly be pleased to grant/permit the applicant to renewal of passport.

CRL.A. 65/2016 & connected

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*Further applicant may kindly be pleased to grant **permission for travel abroad for a period of 20 days in the month of June 2020**, with the direction to release his passport, which is lying with the registry, in the interest of justice.”*

3.0 Perusal of the record shows that on 06.03.2020, following order was passed in the aforesaid applications, which reads as under :

“

Present application is filed under section 482 Cr.P.C. ***to release the passport booklet of petitioner herein, which is in possession of the Registry*** of this Court, on the ground that passport booklet is almost complete and it does not comprise sufficient blank/empty pages, which are required by the Embassy for grant of visa and by immigration for clearance.

Issue notice.

Learned counsel accepts notice on behalf of respondent and seeks time to file reply on the issue of permission which has been sought for travelling abroad.

Let reply be filed within one week on the above issue.

It is not in dispute that during trial and after filing the appeal, petitioner has already visited abroad five times and has never violated any of the terms and conditions as



imposed by the Court.

In view of above, I hereby direct Registry of this Court to release passport of petitioner for renewal of the same and for grant of visa, same shall be re-deposited with the Registry of this Court thereafter.

Renotify on 20.04.2020.

Order dasti under signatures of the Court Master.”

4.0 From the above order it is clear that the relief sought with respect to the release of passport for the purposes of renewal was already granted. Thus, nothing remains in this application with respect to the said prayer.

5.0 Ld. Special PP for CBI mentions that relief of travelling abroad was not granted.

6.0 Be that as it may. The prayer was made to travel during June 2020. The said prayer anyway has now become infructuous.

7.0 This application is disposed of accordingly.

8.0 List the appeals in due course along with the connected appeals.

9.0 As requested, copy of this order be given dasti under the signatures of Court Master.

POONAM A. BAMBA, J

AUGUST 25, 2022/manju

CRL.A. 65/2016 & connected

Click here to check corrigendum, if any

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