

CRAN 2 of 2025
in
C.R.M. (R) 54 of 2025

In Re : An application for relaxation of conditions of bail
and

In Re : **Subodh Kumar Goel @ S. K. Goel**

... Petitioner.

Mr. Sabyasachi Banerjee
Mr. Ayan Bhattacharyya
Mr. Goutam Khajamchi
Mr. Samarth Krishan Luthra
Md. Zohaib Rauf
Abdul Zahid

... for the Petitioner.

Mr. Arijit Chakraborty
...for the ED.

Affidavit in opposition filed by the Enforcement Directorate and reply thereto used by the petitioner are taken on record.

Heard learned counsels for the parties.

The petitioner was granted interim bail solely on medical ground on 22nd August, 2025. One of the conditions of interim bail was that he would remain within the jurisdiction of the learned trial Court and provide the address where he would presently reside before the learned trial Court, the investigating officer and the Officer-in-Charge of the police station under whose jurisdiction he would henceforth reside. The petitioner seeks waiver of the said condition in order to enable him to return to his residence in Delhi and participate in the proceedings through the virtual mode. The petitioner also undertakes to appear before the

learned Court physically as and when his physical presence is required.

Vehemently opposing the prayer, learned counsel for the Enforcement Directorate submits that the petitioner was granted interim bail upon considering his ill health and is being treated in Kolkata according to his choice. No cogent ground has been made out by the petitioner for waiver of the said bail condition.

I have considered the submission made on behalf of the parties. It is a fact that the petitioner is ordinarily a resident of Delhi. He has been residing in Kolkata and is being treated by the doctors/hospitals of his choice. The petitioner has not complained of inadequate or poor treatment in the city.

Learned counsel for the petitioner has placed reliance on an order of the Hon'ble Supreme Court in Criminal Appeal No.,4286 of 2024 passed on October 21, 2024 wherein the Hon'ble Court has observed that bail condition imposed upon the appellant therein to arrange accommodation in Delhi and reside there till conclusion of trial was strange and required to be set aside. The Hon'ble Court set aside the condition.

With utmost reverence to the said order, this Court is inclined to hold that the said case pertains to a regular bail granted to the petitioner/appellant therein. The ratio decidendi of the said order can be distinguished from the fact situation of the present case wherein the petitioner has been granted interim bail solely on medical ground without

considering the merits of the case. The prayer for regular bail of the petitioner is still pending before this Court.

The order dated 22nd August, 2025 spells out that the petitioner sought to stay at his residence in New Delhi with his family. His prayer was not allowed by this Court and he was directed to remain within the jurisdiction of the learned Trial Court. An identical prayer has been made in the garb of modification/relaxation/waiver of the order granting interim bail.

Since the petitioner is being provided with sufficient and adequate treatment in the city and there is no complain on his part with regard to the same, this Court is inclined to hold that no cogent ground has been made out by the petitioner for waiver of the bail condition as stated above.

The application being CRAN 2 of 2025 is, accordingly, dismissed.

There shall, however, be no order as to costs.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J.)