

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. _____ OF 2026

(Arising out of Special Leave Petition (Civil) No.11627 of 2026)

PRADEEP AGARWAL

APPELLANT

VERSUS

UNION OF INDIA & ORS.

RESPONDENTS

WITH

CIVIL APPEAL NO. _____ OF 2026

(Arising out of Special Leave Petition (Civil) No.12110 of 2026)

CIVIL APPEAL NO. _____ OF 2026

(Arising out of Special Leave Petition (Civil) No.12000 of 2026)

ORDER

Leave granted.

2. We have heard learned senior counsel for the appellant; learned senior counsel for the respondent(s)-Union of India; learned counsel for the respondent(s)-Union Bank of India, Bank of Baroda, and Punjab National Bank.

3. Pursuant to our earlier order dated 12.08.2024 passed in SLP (C) Nos.17194 to 17230 of 2024, an affidavit has been filed by the appellant. The said affidavit reads as under:

“AFFIDAVIT OF UNDERTAKING

I, Pradeep Agarwal, Son of Phulchand Agarwal, aged about 62 years, and residing at Plot No.4, Villa 'B', Pochkhanawala Road, Near Godrej Tower, Worli Sea Face, Mumbai - 400030, presently in Dharamsala do hereby solemnly affirm and sincerely state as follows:

1. That I am the Petitioner in the present Special Leave Petition, and I am well conversant with the facts of the case, and I am competent and authorised to swear to the present Affidavit and depose as to its contents.

2. That I have been permitted to travel by the Hon'ble High Court on 12 occasions, and I have complied with conditions imposed therein. That I am filing the present Affidavit undertaking the same conditions as imposed by the Hon'ble High Court at the time of the last permission i.e. Paragraph 6(I)(i) of the Order dated 20.09.2025 passed by the Hon'ble High Court of Judicature at Bombay in I.A.(L) No. 29116 of 2025. A true copy of the Order dated 20.09.2025 passed by the Hon'ble High Court of Judicature at Bombay in I.A.(L) No. 29116 of 2025 is annexed herewith and marked as ANNEXURE A/1.

3. That I wish to travel to Africa and UAE from 23.04.2026 to 22.05.2026, from 01.06.2026 to 26.06.2026, from 05.07.2026 to 26.07.2026, and from 03.08.2026 to 21.08.2026. The detailed itinerary along with the relevant flight details is as follows:

DATE	ROUTE	FLIGHT NO.	DEP. / ARR.
TRIP 1			
23.04.2026	Mumbai to Nairobi	KQ 203, Kenya Airways	02:40 to 06:25
23.04.2026	Nairobi to Harare	KQ 706, Kenya Airways	07:20 to 11:05
22.05.2026	Harare to Nairobi	KQ 706, Kenya Airways	11:55 to 15:45
22.05.2026	Nairobi to Mumbai	KQ 202, Kenya Airways	16:45 to 01:40

		Airways	
TRIP 2			
01.06.2026	Mumbai to Addis Ababa	ET 611, Ethiopian Airlines	04:05 to 06:45
01.06.2026	Addis Ababa to Harare	ET 873, Ethiopian Airlines	10:15 to 13:25
25.06.2026	Harare to Addis Ababa	ET 872, Ethiopian Airlines	15:05 to 20:15
26.06.2026	Addis Ababa to Mumbai	ET 610, Ethiopian Airlines	00:25 to 08:30
TRIP 3			
05.07.2026	Mumbai to Dubai	EK 501, Emirates	04:25 to 06:00
06.07.2026	Dubai to Harare	EK 713, Emirates	09:25 to 17:10
25.07.2026	Harare to Dubai	EK 714, Emirates	18:50 to 06:30
26.07.2026	Dubai to Mumbai	EK 506, Emirates	09:30 to 14:15
TRIP 4			
03.08.2026	Mumbai to Nairobi	KQ 203, Kenya Airways	02:40 to 06:25
03.08.2026	Nairobi to Harare	KQ 706, Kenya Airways	07:20 to 11:05
21.08.2026	Harare to Nairobi	KQ 706, Kenya Airways	11:55 to 15:45
21.08.2026	Nairobi to Mumbai	KQ 202, Kenya Airways	16:45 to 01:40

A true copy of the Petitioner's flight tickets are annexed herewith and marked as ANNEXURE A/2.

Hotel Name	Address	Contact No.
The Bronte Hotel, Harare	Baines Ave, Harare, Zimbabwe	+263242796631

4. That the details and contact number of the hotel booked for my stay in Zimbabwe are as follows:

5. That I solemnly undertake that I shall return to India on the dates mentioned hereinabove in the detailed itinerary hereinabove. That in any circumstances I shall return to India on or before 21.08.2026. That I further undertake to appear and be present before this Hon'ble Court upon my return to India as and when directed by this Hon'ble Court.

6. That I further undertake not to apply for renewal and/or extension of my travel permission until my return to India.

7. That I also undertake to file a separate affidavit setting out the expenses incurred by me during the above travel and the sources of income used for funding the said expenses within one week of my return to India on 21.08.2026.

8. I state that I humbly pray that this Hon'ble Court may be pleased to allow me travel on the conditions mentioned hereinabove.

9. That the annexures filed along with the present Affidavit are true copies of their respective originals.

10. That the facts stated in paragraphs 1 to 9 above are true and correct."

4. Learned senior counsel for the appellant submitted that on all twelve previous occasions, the Bombay High Court had permitted the appellant herein to travel abroad. One such order has been appended which is dated 20.09.2025 passed on Interim Application (L) No.29247 of 2025 in Writ Petition No.937 of 2022. Learned senior counsel submitted that there have been as many as twelve occasions when the appellant had been permitted to travel abroad subject to certain terms and conditions. That if the order dated 20.09.2025 referred to above is perused the appellant

is ready and willing to abide by the conditions which were imposed by the Bombay High Court, which he had also scrupulously followed on all the twelve occasions. Unfortunately, on the thirteenth occasion, the Bombay High Court has declined to grant the permission. Hence, the said order may be replicated by this Court and the appellant is ready and willing to abide by all the terms and conditions.

In this regard, learned senior counsel drew our attention to the affidavit of undertaking with specific reference to paragraphs 3 to 7 (extracted above). Learned Senior Counsel submitted that the permission is being sought for the period from 23.04.2026 to 21.08.2026 and not beyond for the present. In the circumstances, this Court may consider the plea of the appellant herein and grant him permission to travel subject to the terms and conditions that may be imposed.

5. We note that the learned senior counsel appearing for the respondent(s)-Union of India and learned counsel for the respondent(s)-respective Banks have strenuously objected to permitting the appellant to travel abroad. Their apprehension is that the appellant may not return.

6. However, learned senior counsel for the appellant by way of a quick response submitted that the appellant is willing to appear before this Court once he returns to India any day after 21.08.2026.

7. In the circumstances, we set aside the impugned order and we direct as under:

I) The appellant is permitted to travel to the Countries of Africa and United Arab Emirates (UAE) between 23.04.2026 to 21.08.2026 subject to the following conditions:

1. The affidavit of undertaking dated 16.04.2026 shall be read as part and parcel of this order.
2. The appellant shall also file another undertaking not to apply for renewal and/or extension of this order until he returns to India.
3. The copy of the undertaking shall be served on the Advocate for the respondents-Banks, before the date of departure, if not already served.
4. Within one week from 21.08.2026, the appellant shall file a separate affidavit setting out the expenses

incurred by him during the above travel and the source/s of income used for funding the said expenses. This Affidavit shall also be served on the Advocates for the Respondents-Banks within a period of one week from 21.08.2026.

II) The Immigration Authority at all Ports of Departure including all Airports will permit the Appellant's passage and allow him to take flights out of the Country irrespective of whether the Respondents-Banks has notified the Authorities or not and irrespective of whether this suspension is noted in the immigration Authorities' systems or otherwise.

III) The Immigration Authorities shall not insist upon a certified copy of this order but will act on presentation of an authenticated copy or digitally signed copy of this order.

These Civil Appeals are disposed of in the aforesaid terms.

..... **J.**
(B.V. NAGARATHNA)

..... J.
(UJJAL BHUYAN)

NEW DELHI
APRIL 20, 2026

ITEM NO.66

COURT NO.4

SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (C) NO(S).11627/2026
[ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 23-
02-2026 IN IA(L) NO. 132/2026 PASSED BY THE HIGH COURT OF
JUDICATURE AT BOMBAY]

PRADEEP AGARWAL

PETITIONER(S)

VERSUS

UNION OF INDIA & ORS.

RESPONDENT(S)

IA NO. 94668/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT

IA NO. 94671/2026 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

WITH

SLP(C) NO. 12110/2026 (IX)

IA NO. 99019/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT

IA NO. 99023/2026 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

SLP(C) NO. 12000/2026 (IX)

IA NO. 97553/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT

IA NO. 97557/2026 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

Date : 20-04-2026 These matters were called on for hearing
today.

CORAM : HON'BLE MRS. JUSTICE B.V. NAGARATHNA
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) : Ms. N.S.Nappinai, Sr. Adv.
Ms. Aakashī Lodha , AOR
Mr. Umang Mehta, Adv.

For Respondent(s) : Ms. Praveena Gautam, AOR
Ms. Tissy Annie Thomas, Adv.
Mr. Rohan Bansla, Adv.
Mr. Pawan Shukla, Adv.

Mr. Davinder Pal Singh, A.S.G.
Mr. Kartikeya Asthana, Adv.
Mr. Gaurav Arya, Adv.
Ms. Nachiketa Joshi, Adv.
Mr. Arvind Kumar Sharma, AOR

Mr. O. P. Gaggar, AOR
Mr. Sachindra Karn, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

Civil Appeals are disposed of in terms of the
signed order, which is placed on file.

Pending application(s), if any, shall stand
disposed of.

(B. LAKSHMI MANIKYA VALLI)
COURT MASTER (SH)

(DIVYA BABBAR)
COURT MASTER (NSH)