

ITEM NO.48

COURT NO.1 SECTION II-A
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 (Crl.) No(s).4634/2014

(Arising out of impugned final judgment and order dated 30-04-2014 in CRLA No. 1132/2012 passed by the High Court Of Judicature At Bombay)

VIJAY MADANLAL CHOUDHARY & ORS.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(ONLY I.A. NO. 23878/2020 IN CONNECTED T.C.(CRL.) 4/2018 TO BE LISTED ON 14.2.2020)

WITH IA No. 23878/2020 in T.C.(Crl.) No. 4/2018 (XVI-A)
(For IA No. 23878/2020 - APPROPRIATE ORDERS/DIRECTIONS)

Date : 14-02-2020 This application was called on for hearing today.
CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE SURYA KANT

Counsel for the parties

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Mr. Zoheb Hussain, Adv.
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Ms. Megha, Adv.
Mr. Balaji Srinivasan, AOR

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Mr. M. T. George, AOR
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Mr. Johns George, Adv.

Mr. A.C. Mishra, Adv.
Mr. Niteen Sinha, Adv.
Ms. Nipun Sharma, Adv.
Ms. Swati Singh, Adv.
Mr. Hitaksh Puri, Adv.

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

IA No.23878/2020 in T.C.(CrI.) No.4/2018

The instant interlocutory application has been filed by the applicant viz., Karti P. Chidambaram, seeking permission to travel the United Kingdom and France between 14.02.2020 and 01.03.2020.

We have heard learned counsel for the parties and perused the aforesaid application.

Taking note of the previous orders allowing the applicant to travel abroad, we are of the view that the applicant should be allowed to travel to the United Kingdom and France between 14.02.2020 and 01.03.2020. He will, however, appear before the investigating authorities in connection with the investigation under case numbers -ECIR/07/HQ/2017 (INX Media Case) and ECIR/05/DZ/2012 (Aircel-Maxis Case) on such dates as may be fixed by the Enforcement Directorate excluding the above stated travelling period, and will cooperate with the investigating agencies in every manner. Any absence of full cooperation on the dates of the investigation will be viewed very seriously by the Court and appropriate orders will be passed, if required. The travel of the applicant shall be subject to the following conditions:-

(i) That the applicant shall file an undertaking before this Court within three days, indicating his flight details and the date of arrival

in India.

(ii) If the undertaking is not filed, the applicant shall not be allowed to go abroad.

(iii) After the undertaking is filed and a copy of the same is served on the assisting counsel of Mr. Tushar Mehta, learned Solicitor General, the Passport of the applicant which is in the custody of the Enforcement Directorate, shall be handed over to him, who shall surrender the same after the schedule of visit is over.

(iv) The applicant shall make a deposit of Rs.10,00,00,000 (Rupees ten crores only) before the Secretary General of this Court, which will be returned to him after he comes back to the country.

(v) That the applicant shall not open or close any bank account overseas.

(vi) That the applicant shall not enter into any kind of property transactions abroad.

(vii) If the undertaking is not complied with, the applicant shall face such consequences as maybe deemed fit and appropriate.

The instant interlocutory application is disposed of in the above terms.

(SANJAY KUMAR-II)
AR CUM PS

(INDU KUMARI POKHRIYAL)
ASSISTANT REGISTRAR