

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 (CrI.) 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.15521/2021 IN T.C.(CRL.) NO.04/2018 IS TO BE LISTED])

WITH

T.C.(CrI.) No.4/2018 (XVI-A)

(IA No. 15521/2021 - APPROPRIATE ORDERS/DIRECTIONS)

Date : 22-02-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHUSHAN

HON'BLE MR. JUSTICE R. SUBHASH REDDY

For Petitioner(s)

Mr. Nikhil Jain, AOR

Mr. Kapil Sibal, Sr. Adv.

Mrs. Shally Bhasin, AOR

Mr. Prateek Chadha, Adv.

Ms. Madhavi Agrawal, Adv.

For Respondent(s)

Mr. Tushar Mehta, SG

Mr. Surya Prakash V. Raju, ASG

Mr. Aman Lekhi, ASG

Mr. Zoheb Hossain, Adv.

Ms. Nisha Bagchi, Adv.

Ms. Shradha Deshmukh, Adv.

Mr. Kanu Agarwal, Adv.

Mr. Binu Tamta, Adv.

Mr. B.V. Balram Das, AOR

Mr. B. Krishna Prasad, AOR

Mr. Arvind Kumar Sharma, AOR

Mr. A.P. Singh, Adv.

Mr. Shreyansh Rathi, Adv.

M/S. M. V. Kini & Associates, AOR

Mr. Balaji Srinivasan, AOR
Mr. O. P. Gaggar, AOR

Mr. M. T. George, AOR
Mrs. Susy Abrahm, Adv.
Mr. Johns George, Adv.

Mr. Mukesh Kumar Maroria, AOR

Mr. Aaditya A. Pande, Adv.
Mr. Rahul Chitnis, Adv.
Mr. Sachin Patil, AOR
Mr. Geo Joseph, Adv.

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

IA No.15521/2021 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, to Germany, United Kingdom and France between 01.03.2021 to 23.06.2021.

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 Germany, United Kingdom and France between 01.03.2021 to 23.06.2021. 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. 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.2,00,00,000 (Rupees two crores only) before the Secretary General of this Court, which shall be deposited in the interest bearing account of a Nationalized Bank for a period of six months, 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) That the applicant shall give itinerary of his visits and places of residence of foreign countries before proceeding to foreign travel to the respective countries.

(viii) 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, as prayed for, in the above terms.

(ARJUN BISHT)
COURT MASTER (SH)

(RENU KAPOOR)
BRANCH OFFICER