

**IN THE COURT OF SPECIAL JUDGE FOR C.B.I.  
FOR GREATER BOMBAY AT MUMBAI**

**MISC. APPLICATION NO. OF 2018**

*IN*

**CBI SPECIAL CASE NO. 83 OF 2003**

VIJAY RAMANLAL DOSHI,  
Residing at 502, Oceanus,  
Opp. Juhu Post Office, A.B. Nair Road,  
Juhu, Mumbai-400 049.

Applicant/  
Orig. Accused No. 15

V/s.

CENTRAL BUREAU OF INVESTIGATION,  
B.S. & F.C., Mumbai.

Respondent/  
Orig. Complainant

**CORAM : H.H. THE SPECIAL JUDGE,  
SHRI. JAYENDRA C. JAGDALE,  
(C. R. No. 51).**

**DATED : 28<sup>th</sup> June, 2018.**

Mrs. Charulata S. Khanna, Ld. Adv. for the applt./original accd. no. 15.  
Mr. Omprakash, Ld. S.P.P. for the CBI/Respdt.

**ORAL ORDER BELOW EX-270**

1 This is an application placed by the applicant/original accused no. 15 Vijay Ramanlal Doshi for grant of permission to travel abroad at Atlanta, United States of America from 06/07/2018 to 10/08/2018 for meeting his daughter.

2            Heard arguments advanced by Ld. Advocate for the applicant/original accused no. 15 and Ld. S.P.P. for the CBI/Respondent. The Ld. Advocate for applicant/accused has reiterated the contents of application. The prosecution has raised objection to grant prayer in the application. It has given say on the backside of application. I have perused the application and documents produced on behalf of the applicant/accused. I have also perused the say given by the prosecution.

3            The applicant/accused has contended that he is falsely implicated in the present case by the CBI for the offences punishable u/sec. 120-B r/w 409, 420, 465, 467, 468 & 477-A of Indian Pnal Code and u/sec. 13(2) r/w 13(1)(c) & (d) of the Prevention of Corruption Act, 1988. At the time of granting bail, the applicant/accused was directed by this Court that he shall not leave India, without seeking permission of this Court. The applicant/accused has diligently followed all the directions of this Court. Now he intends to travel to United States of America between 06/07/2018 and 10/08/2018. He has given his travel details in the application. Previously also, the applicant/accused has made application for grant of permission to travel abroad and the same has been granted by this Court. Hence, the applicant/accused has prayed to allow the application.

4            The prosecution has raised an objection, whereby it has contended that there is a strong apprehension that applicant/accused may abscond, if permitted to travel abroad. There is no proper itinerary attached with the application. No liberty is absolute. No genuine ground appear for seeking permission. In the result, it has prayed to

reject the application.

5 Perusal of the application and documents annexed therein indicate that the present applicant/accused was released on conditional bail by this Court. In the present application, the applicant/accused is seeking Court's permission to leave Mumbai for 36 days and travel abroad at Atlanta, United States of America to meet his daughter.

6 Undoubtedly, the present applicant/accused is following the direction of this Court scrupulously. This is an undisputed fact. Earlier also the liberty was granted to the applicant/accused by this Court to travel abroad. Under such circumstances, on what basis the prosecution is claiming that the applicant/accused may misuse the liberty granted to him and will abscond, has not been explained. Moreover, the applicant/accused undertakes that he shall not misuse the liberty granted to him and shall make himself available as and when required. The applicant/accused has given detailed address of his daughter as well as travel details in the application. This substantiates his stand. Merely because the applicant/accused is leaving Mumbai for 36 days, that itself can not lead to any conclusion that he will leave his family and home permanently.

7 Under such circumstances, it would be just and proper to grant permission to the applicant/accused to travel abroad. Hence, the application is required to be granted. Accordingly, in the interest of justice, I proceed to pass the following order :-

**ORDER**

1 Misc. application at Ex-270 in CBI Special Case No. 83/2003 is hereby allowed.

2 Applicant/original accused no. 15 VIJAY RAMANLAL DOSHI is hereby permitted to leave Mumbai and travel abroad at Atlanta, United States of America from 06/07/2018 to 10/08/2018 for meeting his daughter.

3 Applicant/accused is directed to furnish the detail addresses along with landline numbers & mobile numbers (detailed itinerary), where he will reside and visit, to the CBI prior to moving outside India.

4 Applicant/accused is directed to report to CBI before going on 05/07/2018 and after return on 10/08/2018 from abroad to India.

5 The applicant/accused is directed to deposit Rs. 25,000/- as cash security for this application in the treasury department of this Court before 05/07/2018.

6 Applicant/accused is directed to keep his advocate present during aforesaid period, if required. He is further directed to note that, the aforesaid permission is subject to any direction requiring his personal presence before this Court or Hon'ble Bombay High Court during aforesaid period.

7 It is hereby further directed to the applicant/accused that during the aforementioned time if he require to appear before this Court, then he shall appear as directed.

8 Applicant/accused shall not seek any extension of stay at abroad on any other ground or shall comply with the aforesaid conditions, failing which, the amount of security stands forfeited to the Government without notice.

9 Applicant/accused is directed not to indulge in any sort of illegal activities at abroad and maintain the reputation of nation.

10 Applicant/accused is hereby directed to abide by all other conditions of bail without fail.

11 Misc. application at Ex-270 in CBI Special Case No. 83/2003 stands disposed of accordingly.

(Order dictated and pronounced in open court.)

**(Jayendra C. Jagdale)**  
The Special Judge for CBI,  
City Civil & Sessions Court,  
Gr. Bombay.

Dated : 28/06/2018

Dictated on	: 28/06/2018
Transcribed on	: 28/06/2018
Signed on	: 28/06/2018
Delivered to Certified	:
Copy Section on	

:6:

Order Below Ex-270

“Certified to be true and correct copy of the original signed judgment/order”.

Upload Date & Time : 28/06/2018 at 5.30 p.m.

Smt. G. K. Kotawadekar

Name of the Stenographer

H.H.J. SHRI. JAYENDRA C. JAGDALE (C. R. No. 51)

Date of pronouncement of judgment/order :-28/06/2018

Judgment/order signed by the P.O. on :-28/06/2018

Judgment/order uploaded on :-28/06/2018