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Sumit Goyal vs State of Kerala

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Court : Kerala

Decided On : Aug-18-2023

Judge : Honourable Dr. Justice Kauser Edappagath

Appeal No. : Crl.MC/6455/2023

Appellant : Sumit Goyal

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE DR. JUSTICE KAUSER EDAPPAGATH FRIDAY, THE 18TH DAY OF AUGUST 2023 / 27TH SRAVANA, 1945 CRL.MC NO. 6455 OF 2023 (VC NO.1/2019 OF VIGILANCE & ANTI-CORRUPTION BUREAU, ERNAKULAM) PETITIONER/ACCUSED NO.1: SUMIT GOYAL AGED 66 YEARS S/O M.L GOYAL, PH2, RDS RHYTHM, PADAMUGAL, KAKKANAD, ERNAKULAM DISTRICT, PIN - 682030 BY ADV SOJAN MICHEAL RESPONDENT/COMPLAINANT: STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM, KOCHI, PIN - 682031 BY SMT S REKHA SR PP THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 18.08.2023, THE COURT ON THE SAME

DAY PASSED THE FOLLOWING: ..2..

ORDER

Dated this the 18th day of August, 2023 This Crl.M.C has been filed to direct the Enquiry Commissioner & Special Judge, (Vigilance), Muvattupuzha (for short 'the court below') to release the passport of the petitioner and also to grant him permission to leave India.

2. The petitioner is the accused No.1 in V.C.No.1/2019 of the Vigilance and Anti-corruption Bureau, Ernakulam. The petitioner was granted bail by this Court as per Annexure 1

order on conditions. The petitioner has surrendered his

passport at the court below as a part of the bail conditions.

3. Now the petitioner wants to go to Egypt from 05.10.2023 to 08.10.2023. It is in these circumstances, the direction has been sought for.

4. I have heard both sides.

5. On an earlier occasion as well, this Court has permitted the petitioner to travel abroad. The permission sought for by the petitioner appears to be genuine. Hence, the

..3.. court below is directed to release the passport of the petitioner forthwith. Petitioner is also permitted to leave the country from 05.10.2023 to 08.10.2023 on the following conditions:

(i) The petitioner shall furnish his travel details, address and telephone number at Egypt before the Investigating Officer before leaving the country.

(ii) The petitioner shall surrender his passport at the

court below on his return. The Crl.M.C is disposed of. Sd/- DR. KAUSER EDAPPAGATH JUDGE APA ..4.. APPENDIX OF CRL.MC 6455/2023

PETITIONER'S ANNEXURES Annexure 1 COPY OF THE COMMON ORDER DATED 04.11.2019 IN BA NO: 7575/2019

Annexure 2 COPY OF THE ORDER DATED 17.02.2022 IN

CRL.M.C NO: 2755 /2023 DOWNLOADED FROM Annexure 6 COPY OF THE EMAIL CONFIRMATION OF ISSUED BY CREDAI NATCON, DATED 03.08.2013

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