

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 30TH DAY OF SEPTEMBER 2015/8TH ASWINA, 1937

Crl.MC.No. 6024 of 2015

PETITIONER(S):

**NOUSHAD.P, AGED 32 YEARS,
S/O.YOOSUF, MALIYAKKAL HOUSE, CHOMBALA P.O.,
VADAKARA, KOZHIKODE DISTRICT, PIN-673 308.**

BY ADV. SRI.P.M.HABEEB

RESPONDENT(S) :

- 1. STATE OF KERALA,
REPRESENTED BY ITS PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**
- 2. ADDITIONAL COMMISSIONER OF CUSTOMS,
AIR INTELLIGENCE UNIT, COCHIN INTERNATIONAL AIRPORT,
NEDUMBASSERY, COCHIN, PIN-682 125.**

**R1 BY PUBLIC PROSECUTOR SMT.SAREENA
R2 BY ADV. SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 30-09-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

APPENDIX

PETITIONER(S)' ANNEXURES :

ANNEXURE A: THE COPY OF THE ARREST MEMO.

RESPONDENT(S)' ANNEXURES :

NIL

//TRUE COPY//

PA.TO JUDGE.

Msd.

B.KEMAL PASHA, J.

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CRL.M.C. No.6024 of 2015

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Dated this the 30th day of September, 2015

ORDER

This is a case in which gold worth ₹54,30,000/- was allegedly seized from the petitioner, while it was brought by him from abroad by Emirates Airways Flight No.EK532 at Cochin on 31.05.2015. When the value of the gold seized is less than Rupees One Crore, the offence is bailable.

2. He was enlarged on bail. A condition was imposed by the Customs Officer that the petitioner should surrender his passport. It was after obtaining his passport, he was enlarged on bail. According to the petitioner, he is employed abroad and his Visa is about to expire and therefore, he wants to get back his passport.

3. The passport of the petitioner shall be released to the petitioner on his executing a bond for ₹1,00,000/- (Rupees One Lakh only) with two solvent sureties for the like sum each

to the satisfaction of the officer concerned, and on his filing an affidavit that he will co-operate with the investigation and would be available as and when called for.

With the said observation, this Crl.M.C. is disposed of.

**B. KEMAL PASHA
JUDGE**

DSV/30/9/15