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CrI.M.P.No.13402 of 2023

in

CrI.O.P.No.24216 of 2018

Dr.G.JAYACHANDRAN, J.

Heard the learned counsel for the petitioner.

2. The petitioner is an accused in C.C.No.2 of 2013, pending on the file of the Special Court for CBI Cases, Coimbatore. In this petition, the petitioner seeks the indulgence of this Court to direct the Regional Passport Officer to renew his passport for 10 years instead of 2 years in piecemeal, as it has been done in the earlier occasion due to pendency of the criminal prosecution.

3. According to the learned counsel for the petitioner, the daughter of the petitioner is living in USA and the business interest is in Poland. Since his passport is not renewed for 10 years period as in normal course, his business activity and meeting of his family members is curtailed. The extension of passport for a shorter period i.e., 2 years is substantially restrained his right to go abroad and therefore, seeks for modifying the earlier order of this Court dated 27.09.2022,



which has directed the Passport Authority to renew his passport for a period of 2 years. The sum and substance of the request of the petitioner is that on expiry of his passport at the end of November 2024, the renewal must be for the whole 10 years period and not for a restricted period.

4. The learned Special Public Prosecutor (CBI) for the respondent opposed the said application on the ground that the stage is set for framing of charges, soon the trial will commence on framing of charges.

5. A schedule for examination of witnesses has also been furnished by the learned Special Public Prosecutor (CBI). The perusal of schedule indicates that the prosecution is likely to marshal the witnesses on 04.11.2023 and will complete the examination of 86 witnesses by 27.06.2024.

6. The learned counsel appearing for the petitioner states that one of the accused has approached this Court to quash the case against him and therefore, framing of charge is getting delayed.



7. Taking note of the above submission made by the learned counsel for the petitioner and the learned Special Public Prosecutor (CBI), this Court dispose of this petition with the following directions:

(i) The trial Court shall frame the charge forthwith, if there is no other legal impediment. After framing of charge, examination of witnesses shall commence as per the schedule furnished by the learned Special Public Prosecutor (CBI), which reads as below:

<i>Serial No</i>	<i>Name of the witnesses</i>	<i>LW.No.</i>	<i>Proposed dated of Examination</i>
1	Sh.K.Mohanraj	1	04/11/2023
2	Smt.Kamalavalli	2	15/11/2023
3	Sh U.Manikandan	3	23/11/2023
4	Sh P.Kumar	4	29/11/2023
5	Sh M.Karunakaran	5	
6	Sh.K.Kathiravan	6	02/12/2023
7	Sh S.R.D.Kanagaraj	7	
8	Sh S.Jayaraman	8	07/12/2023
9	Sh Selvasingh	9	
10	Sh Prashant U.Pawar	10	14/12/2023
11	Smt R.Nirmala	11	
12	Sh A.Thirumurthy	12	
13	Sh Angusamy	13	21/12/2023
14	Sh M.K.Subramanian	14	



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Serial No	Name of the witnesses	LW.No.	Proposed dated of Examination
15	Sh Ramamurthy	15	28/12/2023
16	Sh Meena Shanthakumari	16	
17	Sh Sampath Kumar	17	
18	Sh K.Radhakrishnan	18	04/01/2023
19	Sh A.Arun	19	
20	Smt B.Bala Naga Devi	20	11/01/2024
21	Sh N.Kannan	21	18/01/2024
22	Sh T.Jayachandran	22	25/01/2024
23	Smt S.Shanthi	23	
24	Sh S.Nizamuddin	25	
25	Sh S.Sundara Pandian	26	01/02/2024
26	Sh E.Shanmugaiah	27	
27	Sh R.Mutharasu	28	07/02/2024
28	Sh S.Mariyamuthu	29	
29	Sh Vivekanandan	30	
30	Sh Elamurugan	31	15/02/2023
31	Sh R.Vinothkrishnan	32	
32	Sh S.Tagore	33	22/02/2024
33	Sh S.Murugan	34	
34	Sh Poovendhan	35	29/02/2023
35	Sh P.Mohanraj	36	
36	Sh R.Dhanarasu	37	07/03/2024
37	Sh Muralitharan	38	
38	Sh K.Selvaraj	39	
39	Sh T.Saravanan	40	14/03/2024
40	Sh M.Nadaraj	41	
41	Sh P.Gopalan	42	



<i>Serial No</i>	<i>Name of the witnesses</i>	<i>LW.No.</i>	<i>Proposed dated of Examination</i>
42	Sh R.Muthukrishan	43	
43	Sh M.Muthukrishnan	44	
44	Sh A.Perumalsamy	45	21/03/2024
45	Sh K.M.Raju	46	
46	Sh A.Ramu	47	
47	Sh K.Sabarinathan	48	
48	Sh S. Sambath	49	
49	Sh P.Manoharan	50	28/03/2024
50	Sh S.Sankar	51	
51	Sh P.M.Chandrasekar	52	
52	Sh Pulugandi @ Sathyaseelan	53	
53	Sh M.Rajaram	54	04/04/2024
54	Sh L.Muthukumar	55	
55	Sh M.Sanjay	56	
56	Sh K.S.Suresh Babu	57	11/04/2024
57	Sh K.Manian	58	
58	Sh K.B.Vellaichamy	59	18/04/2024
59	Sh Vijayaraj	60	25/04/2024
60	Sh Selvaraj	61	30/04/2024
61	Sh Soundararajan	62	
62	Sh Umarani	63	
63	Ms.Jamuan Rani	64	
64	Sh M.Sudhir	65	02/05/2024
65	Sh Dayanidhi	66	
66	Sh C.S.Vaidyanathan	67	
67	Sh Ramesh	68	
68	Sh Wajid Hussain	69	



Serial No	Name of the witnesses	LW.No.	Proposed dated of Examination
69	Smt Selvi Priyaka	70	
70	Sh Srikant Kalingarajan	71	09/05/2024
71	Sh Andrew Selvaraj	72	
72	Ms.Radha	73	
73	Sh K.Magendhran	74	
74	Sh R.Raghupathy	75	
75	Sh T.S.Giridharan	76	
76	Sh A.Charles	77	16/05/2024
77	Sh R.Ravi	78	
78	Sh Pradeep	79	
79	Sh Thangamani	80	
80	Sh Duraiswamy	81	23/05/2024
81	Sh R.Lakshminarayanan @ Ramesh	82	30/05/2024
82	Sh N.R.Sadasivam	83	06/06/2024
83	Sh C.Raja	84	13/06/2024
84	Sh Nageswaran	85	
85	The Nodal Officers	87 to 92	20/06/2024
86	Sh S.B.Sankar	103	27/06/2024

8. Since it is proposed to complete the trial by the month of June 2024 and the passport of the petitioner expires only in the month of November 2024, this Court is of the view that the request made by the petitioner herein for renewing of his passport for full term of tenure shall be considered at the later



point of time, in case, if there is any delay in completing the trial as proposed by

the schedule mentioned above.

04.09.2023

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