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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 1093/2023 & CRL. MA 10364/2023**

NITIN GARG

.....Petitioner

Through: **Mr. Aman Sharma, Mr. Tarun Mehra
and Mr. Raghav Sood, Advocates.**

versus

STATE OF NCT OF DELHI & ANR

.....Respondents

Through: **Mr. Amol Sinha, ASC (Crl.) for the
State with Mr. Kshitiz Garg, Mr.
Ashvini Kumar and Ms. Chavi
Lazarus, Advocates with Inspector
Dharmendra Kumar, PS EOW,
Mandir Marg, Delhi.
Mr. Anurag Ahluwalia, CGSC for
UII with Mr. Kritagya Kumar Kait
and Ms. Hridyanshi Sharma,
Advocates for respondent no.2.**

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

14.11.2024

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1. By way of present petition filed under Article 226 of the Constitution of India, the petitioner seeks quashing of the Lookout Circular ('LOC') opened in the name of the present petitioner.
2. Learned counsel for the petitioner submits that during the investigation, the investigating agency had issued a notice under Section 41-A Cr.P.C. on 13.12.2021, consequent to which, the petitioner joined the investigation on 15.12.2021 as well as on 22.02.2022. He further submits that on account of the issuance of the LOC, the petitioner could not attend



the Annual EMEA Regional Conference which was to be held from 15.05.2022 to 18.05.2022 in Budapest, Hungary. He also submits that the petitioner continued to join investigation even thereafter. Moreover, he submits that on the basis of the present case, even the Enforcement Directorate registered an ECIR against the petitioner. Learned counsel for the petitioner also submits that the petitioner thereafter has travelled abroad on various occasions. He further states that the petitioner was permitted to travel abroad on 09.12.2022, 10.05.2023 and 26.04.2023. He furthermore submits that the petitioner duly came back and did not violate any condition of the orders granting him permission to travel abroad.

3. Mr. Sinha, learned ASC (CrI.) for the State submits that the investigation is still pending and the applicant has never been arrested in the present case.

4. Considering the fact that the petitioner has continued to join investigation and has even travelled abroad on multiple occasions and not stated to have misused the said concessions, the LOC issued in consequence of the request sent to the Bureau of Immigration by the EOW on 09.02.2022 against him is quashed, subject to the condition that in case the petitioner has to travel abroad, he would give necessary intimation as well as travel itinerary to the concerned I.O. before undertaking the travel.

5. The I.O. will take requisite steps to inform the Bureau of Immigration of the order passed today.

6. The petition is disposed of in above terms alongwith pending application.

MANOJ KUMAR OHRI, J

NOVEMBER 14, 2024/