

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No.12014/2026

[Arising out of impugned final judgment and order dated 30-06-2026 in MCRC No.28524/2026 passed by the High Court of Madhya Pradesh at Indore]

MANOJBHAI PARSHOTTAMBHAI BABARIYA

Petitioner

VERSUS

UNION OF INDIA

Respondent

I.A. No.188296/2026-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

I.A. No.188299/2026-EXEMPTION FROM FILING O.T.

WITH

SLP(Crl) No. 12015/2026 (II-E)

I.A. No.188304/2026-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

I.A. No.188306/2026-EXEMPTION FROM FILING O.T.

Date : 03-08-2026 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE SHEEL NAGU

For Petitioner(s) :Mr. Ayush Jain, Adv.
Mr. Chetan Agarwal, Adv.
Mr. Gagan Singh Parmar, Adv.
Ms. Jyoti Parmar, Adv.
Ms. Alpana Sharma, AOR

For Respondent(s) :Mr. Davinder Pal Singh, A.S.G.
Mr. Shreekant Neelappa Terdal, AOR
Mr. Nikhil Aradhe, Adv.
Mr. Harsh Gokle, Adv.
Mr. Rajan Kumar Chourasia, Adv.
Mr. Medha Pushkarna, Adv.
Mr. Vatsal Joshi, Adv.
Mr. Satyama Dubey, Adv.

**UPON hearing the counsel the Court made the following
O R D E R**

1. Petitioner figures as an accused in an FIR registered at the instance of the Central Bureau of Investigation being Crime No. RC0082025S0018 under Sections 420, 467, 468, 471 and 120B of the Indian Penal Code, 1860, Sections 66 read with 43(1) and 66D of the Information Technology Act, 2000 and Section 7 of the Prevention of Corruption Act, 1988. Upon the petitioner seeking pre-arrest bail, an order came to be passed on 25th May, 2026 by the High Court of Madhya Pradesh granting bail. Liberty of the petitioner has, thus, been secured.
2. Petitioner happens to be a Green Card holder. His family resides in the United States of America. In view of the impending expiry of the Green Card on 11th November, 2026 and the serious consequences that could ensue in terms of invalidation of such card, if the petitioner does not return to the USA prior to such date, he had applied before the High Court seeking permission to travel to the USA for a period of three months. Such prayer has been dismissed by the High Court by the impugned judgment and order dated 30th June, 2026, which is the subject matter of challenge in this special leave petition.
3. Notice was issued on 7th July, 2026 by this Court during its partial court working days. Mr. Davinder Pal Singh, learned Additional Solicitor General has entered appearance on behalf of the respondents.
4. An order dated 29th July, 2026 passed by us recorded as follows:

“2. By tomorrow i.e. by 30th July, 2026, the petitioner and the other three partners of M.P. Babariya partnership firm shall file separate affidavits and furnish a list of securities not below Rs. 35 crore which may be attached to

facilitate consideration of the petitioner's prayer.

3. The petitioner shall also file an affidavit indicating therein his itinerary viz. date of departure to the U.S.A., date of arrival in India as well as the residence and contact details in the U.S.A. where he would be readily available in case contact is required to be established."

5. In terms of the above order, separate affidavits have been filed by the brothers and the nephew of the petitioner asserting that they would have no objection to attachment of the properties referred to at Sl. Nos.1 to 12 of paragraph 5 and paragraph 7 of the affidavit filed by the petitioner. They have, however, prayed that upon the petitioner's return to India in the first week of November, 2026, the attachment may be lifted.

6. We have further perused the itinerary of the petitioner, who proposes to leave the country on 06th August, 2026 and return by 05th November, 2026, for the purpose of having his Green Card renewed.

7. Petitioner in his affidavit has also furnished the address where he would be readily available in the USA together with his contact details.

8. The statements of the petitioner are accepted. His prayer to permit him travel to the USA is allowed, subject to the following conditions:

a. The original sale deeds in respect of the properties and fixed deposit receipt mentioned in Sl. Nos. 1 to 12 of paragraph 5 and paragraph 7 of the affidavit filed by the petitioner along with **"Exhibit A"**¹ [providing details of the aforesaid original files (**13** in number) which forms part of this order] are made over by Mr. Ayush Jain, learned counsel for the petitioner. The same are sealed and shall be retained in the safe custody

¹ List of original sale deeds and fixed deposit receipt duly signed by Mr. Ayush Jain, learned counsel for the petitioner.

of the Registrar of the concerned section until further orders.

b. The aforesaid properties being part of Exhibit A are hereby attached, which shall continue till such time further orders are passed lifting such attachment after the petitioner returns to the country by 5th November, 2026. Needless to observe, if the petitioner does not return by 5th November, 2026, he may have to face serious consequences.

c. Since the petitioner is enjoying an order for pre-arrest bail, the lookout circular, if any, issued shall remain suspended until further orders.

d. During the period of his absence from the country, the petitioner must be represented before the trial court by his advocate on the dates fixed.

9. Relist the special leave petitions on 16th November, 2026.

(RASHMI DHYANI PANT)
ASST. REGISTRAR-CUM-PS

(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)