

IN THE COURT OF THE JUDICIAL MAGISTRATE, METTUPALAYAM

**Present : Thiru.K.Vignesh, B.A., L.L.B.(Hons),
Judicial Magistrate, Mettupalayam.**

**Cr.M.P.No.1577/2025
(CNR No. TNCB1F-004914-2025)**

**in
Mettupalayam PS, Cr.No.503/2025**

Dated on this 12th day of March 2026

Abdul Rahuman, S/o.Kaja Maideen,
3/755C, Karattumedu,
Mettupalayam.

...Petitioner/Accused

-vs -

1. The Regional Passport Officer,
Regional Passport Office,
Avinashi Road, Coimbatore – 641018.

2. The Superintendent of Police,
Coimbatore District Police Office,
State Bank Road, Coimbatore – 641018.

3. State Rep' through,
The Inspector of Police,
Mettupalayam Police Station,
Crime No.503/2025

... Respondents/Complainant

This petition came up before me for final hearing in the presence of Advocate Mr.A.Ahamed, the learned counsel for the petitioner and Learned Assistant Public Prosecutor Mr.M.Akbar Raja, for Respondent No.2 and 3. Upon perusing material records and having stood over for consideration till this date, this Court delivers the following:

ORDER

1. This petition is filed u/S. 6(2)(f) r/w 22 of the Passports Act, 1967, seeking permission to depart from India.

Gist of the petition:

2. The petitioner submitted that he had applied for issuance of passport before the 1st respondent vide File No.CB1065913652925, dated. 17.11.2025. He further submitted that the 1st respondent has sent letter to the petitioner herein, stating that an adverse police verification report was received with regard to the petitioners involvement in Mettupalayam Police Crime Number: 503/2025 for the offences under section 189(3), 189(5), 126 BNS. The petitioner further submitted that he came to know the said criminal case only after receiving the letter sent by the 1st respondent. The petitioner submitted that he belongs to Muslim community and in order to perform religious rituals, he need to go Saudi Arabia and therefore issuance of passport is necessary.

Point for consideration: Whether this petition is liable to be allowed or not?

3. The petitioner through this petition seeks permission to depart from India and grant him 'No Objection'. It is seen that the petitioner has applied for issuance of passport before the 1st respondent vide File No.CB1065913652925, dated. 12.11.2025 and for which the 1st respondent has sent letter dated.17.11.2025 to the petitioner, stating that an adverse police verification report was received by them in connection with Mettupalayam Police Crime Number: 503/2025 for the offences under section 189(3), 189(5), 126 BNS. As per the Notification issued by the

Ministry of External Affairs in GSR.No.570(E) dated.25.08.1993, the citizen of India was permitted, on produce of order from the Court, to depart from India. The petitioner submitted that he needs to go Saudi Arabia, in order to perform religious rituals. The reason stated by the petitioner is found to be satisfactory. The Hon'ble Apex Court has held that right to movement is a constitutional right and it cannot be curtailed arbitrarily. Hence this Court is inclined to allow this petition on following conditions:

1. The petitioner shall execute an affidavit that, he will engage counsel on all hearing during his visit to abroad and his identification by the witness shall not be disputed and he will appear before this Court as and when directed.

The petitioner shall file the affidavit on or before 18.03.2026, so as to issue No Objection Certificate.

Dictated to the Typist and typed by her, corrected and pronounced by me in open court on this 12th day of March, 2026.

**Judicial Magistrate
Mettupalayam.**

Annexure:-

List of witness and Exhibits Marked on the side of Petitioner side:- NIL

**Judicial Magistrate
Mettupalayam.**