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**IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS
JUDGE, AHMEDBAD [RURAL] AT AHMEDABAD.**

Exh. : _____

CRIMINAL MISC. APPLICATION NO.718 of 2026

APPLICANT:

Sojitra Parth Dhirubhai
Age: 28 years, Hindu, Occupation : Service
Residing at : B 220, City Light Road,
Nr. Satyam Nagar, Kamrej,
Kolibharhana,
Surat 394180.

V e r s u s

Opponent:

The State of Gujarat
Notice to be served through
Ld. Public Prosecutor
District & Sessions Court
Ahmedabad (Rural)

Subject: Application seeking permission for release of
passport and to travel abroad

APPEARANCE

Mr. Y.K. Koshti, Ld. Advocate for the Applicant
Mr. P.M. Trivedi, Ld. Public Prosecutor for the Opponent State.

:: JUDGMENT ::

1. The applicant has preferred the present application seeking release of passport for a period of 20 days from 15/3/2026 with permission to travel abroad i.e. Srilanka during the said period.

2. Ld. Advocate Mrs. R.Y. Koshti on behalf of Ld. Advocate Mr. Y.K. Koshti submits that in connection with FIR bearing C.R. No. 11201018250018/2025 registered with CID Cyber Crime Police Station for the offence punishable under Section 316(2), 316(5), 336(2), 336(3), 340(2), 61(2) of BNS, Sec. 21(3), 23, 25(1) of BUDS Act and Sec. 66(c) and 66(d) of I.T. Act the applicant has been granted regular bail by the Hon'ble High Court of Gujarat vide order dated 11/11/2025 in CRMA No. 23077/2025 with certain conditions including condition nos.9C & 9D as under:
 - "(9)(c) surrender passport, if any, to the lower court within a week;*
 - (9)(d) not leave the State of Gujarat without prior permission of the Session Court concerned.*

- 2.1 It is submitted that applicant complied the condition and deposited his passport in the Court vide Safe Custody No.340/2025 on 18/11/2025. It is stated that chargesheet has been filed and is numbered as Session Case No.198/2025 which is pending before this Court. It is submitted that applicant wish to travel to Srilanka between 20/3/2026 to 30/3/2026 with his family and would require his Passport for travel purpose. Applicant is permanent

resident of the address shown in the cause title and is not likely to abscond. Applicant will abide by the conditions that may be imposed. It is prayed to release his passport for 20 days from 15/3/2026 with permission to travel abroad Srilanka during 20/3/2026 to 30/3/2026. It is accordingly urged to allow the application.

3. The Ld. Public Prosecutor Mr. P.M. Trivedi submits that if granted permission to travel abroad he may not flee the country. He has placed reliance on the affidavit of the I.O. (Exh.5) and urged to reject the application.
4. Heard the Ld. Advocate for the respective parties. The Court has gone through the application, documents annexed with it & affidavit of the I.O. (Exh.5).
 - 4.1 Present application is filed by the applicant seeking release of passport for a period of 20 days from 15/3/2026 with permission to travel abroad during the said period. It appears that applicant has been granted regular bail by the Hon'ble High Court of Gujarat vide order dated 11/11/2025 in CRMA No. 23077/2025 with certain conditions including condition nos.9C & 9D as referred above. As per para 11 of the said order, liberty has been granted to the concerned Court to delete, modify and/or relax any of the bail conditions in accordance with law.
 - 4.2 As per condition no.9C applicant surrendered his passport in the Court vide Safe Custody No.340/2025 on 18/11/2025. Now, applicant wish to travel to Srilanka between 20/3/2026 to 30/3/2026 with his family for leisure purpose. Applicant has produced copy of Visa

(ETZ) issued by Department of Immigration and Emigrational, Srilanka. It appears that chargesheet has been filed and is numbered as Session Case No.198/2025 which is pending before this Court. Prosecution has not brought any instance of applicant having committed breach of any bail condition. Trial in the case is going on, applicant is permanent resident of the address shown in the cause title and seeking Passport and permission to travel abroad for limited period of 20 days only. Thus, considering the facts and circumstances as noted hereinabove, it would be just and proper, if the present application is allowed by imposing stringent conditions. Hence, in the interest of justice following order is passed.

-: ORDER :-

1. The present application is hereby **allowed**.
2. Registry is hereby directed to hand over the passport of the applicant to the applicant (after due verification) **for a period of 20 days from 15/3/2026** and the applicant is hereby permitted to travel abroad **Srilanka** for the period from **20/3/2026 to 30/3/2026** subject to following conditions :
 - I. The applicant shall deposit **Rs.50,000/-** in Cash or in manner of FDR before the Nazir branch; However, if he has already deposited amount of surety of **Rs.50,000/-** or more in cash in the Court and has not taken back the said surety, then he need not to deposit the additional surety/cash surety.
 - II. The applicant shall provide detailed program

(itinerary) of his visit i.e. place of stay, address, contact number etc. to the concerned I.O. as well as this Court before leaving for abroad and make himself available through such communication during the entire tour.

- III. The applicant shall give undertaking to the concerned Court that he shall remain present at the time of conducting the trial as and when his presence is required and the trial shall not be hampered on account of his non-availability or absence;
- IV. The applicant shall surrender his passport before the Court immediately, on completion of aforesaid period;
- V. The I.O. / Registry will keep copy of passport and undertaking from the applicant that he will return passport immediately on completion of aforesaid period;
- VI. In case of non-compliance, the concerned Registry to move the Passport Authority for temporary cancellation of Passport of the applicant.

The applicant will be entitled to refund of the security deposit after he redeposit/surrender his **passport** before the Court. The applicant shall produce document of having redeposited the Passport with the Court before the Nazir, District Court and need not to file separate application for refund.

Yadi be made to the concerned authorities accordingly.

Pronounced and signed in the open court today.

Date :13/3/2026

(Kamal M. Sojitra)
Principal District & Sessions Judge
Ahmedabad (Rural)
U.I.Code No.GJ01494