



**IN THE COURT OF HON'BLE ADDITIONAL DISTRICT &
SESSIONS JUDGE, AHMEDBAD [RURAL] AT DHOLKA.**

Criminal Miscellaneous Application No.69 of 2026

Exh._____

Applicant : **Tarikahmad @ Kakubhai Abdulbhai Vhora**
Age:43 years, Occup:Business,
R/o D/601, Al-Buruj, Makarba Road,
Sarkhej, Ahmedabad.

V e r s u s

Opponent : **The State of Gujarat.**

**Subject:Application seeking for returning back the passport with
permission to travel at abroad.**

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Appearances:-

Learned Advocate Mr. M.R. Vaidhya for the Applicant.

Learned Public Prosecutor Mr. J.C. Patel for the Opponent-State.
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-:-O R D E R-:-

1. This application has been preferred by the applicant and prayed to release the passport of the applicant in connection with **C. R. No.5/2020** registered with **Ahmedabad Rural ACB** Police Station for the offence punishable under Sections 7, 12, 13(1) and 13(2) of the Prevention of Corruption Act, 1988 (With Amendment Act, 2018) for One year with permission to travel at abroad.
2. Heard the Ld. Advocate for the applicant and Ld. Public Prosecutor for the State on the facts and provisions of law.
3. The Ld. Advocate for the applicant has submitted at length facts

of the alleged offence and referred the documentary evidence produced on record. It is submitted that on earlier many occasions, applicant has got his passport return back by the Hon'ble Court vide order passed in Cr.M.A. No.42/2024, Cr.M.A. No.471/2024, Cr.M.A. No.51/2025 and Cr.M.A. No.372/2025 and the passport of the applicant was retained with him but as the applicant is engaged in the business and frequently used to go at abroad for his business purpose, therefore, the applicant has filed Cr.M.A. No.372/2025 and prayed to extend the period of depositing of passport and therefore, this Hon'ble Court has partly allowed the said application and further extended the period of four months from 01.11.2025 and presently, the passport is lying with the applicant. It is further submitted that the applicant is engaged in the business and he has scheduled a visit to go at Singapore for the business purpose and his business purposes is still not completed and the travel trip of the applicant is scheduled from 02.04.2026 to 19.04.2026 therefore, the applicant has prayed to release his passport for the period of One year with permission him to travel at abroad for the above stated period. It is further submitted that the investigation of the case has been completed and the cahrgesheet has been filed. It is further submitted that applicant has deposited Rs.3 lakh as a security amount before the Hon'ble Court which is lying before the Hon'ble Court and he did not take return his security amount. It is further submitted that the applicant is a businessman and residing at Ahmedabad and therefore, he will not flee away from the justice. It is further submitted that applicant is ready to abide by all the terms and conditions in the event of release of his

passport and lastly prayed to allow the present application.

4. *Per-contra*, the Ld. Public Prosecutor for the State appeared before the Court and filed the report of the Investigating Officer at Exh.4 and submitted at length facts of the alleged offence and the report filed by the Investigating Officer and argued the applicant is involved in the serious offence and by clever drafting in the earlier application and by suppressing the material facts about his passport, the applicant/accused has not deposited his passport since last two years before the Hon'ble Court and once again by filing present application, applicant/accused has once again prayed to release his passport and with permission to travel at abroad but the applicant/accused is facing charge of very serious offence and the applicant is young age, therefore, if the present application is allowed, the applicant might search new business in foreign country and he is likely to shift in foreign country and he is likely to abscond, therefore, the Ld. P.P. has prayed that looking to the seriousness of offence, the present application is required to be rejected.
5. I have gone through the application and report filed by the Investigating Officer and also considered the arguments advanced by both the sides. Considering the facts and circumstances of the subject matter, it appears from the record that the applicant has been enlarged on regular bail by the Court vide order dtd. 29.07.2020 passed in Criminal Misc. Application No.1685/2020 in connection with above mentioned offences with certain terms and conditions, wherein, as per the direction of the Court, the applicant had deposited his Passport No.U8652988 before the concerned Court which was lying vide

Custody No.4/2022. Further, previously, passport of the applicant was released by Ld. predecessor Judge vide order dated 01.04.2024 passed in CrMA No.42/2024 for the period from 23.04.2024 to 08.08.2024 and as per the Nazir report, the applicant has re-deposited his passport on dated 08.08.2024 vide Safe Custody No.7/2024 and this fact is required to be considered. After that, the applicant has filed application to get back his passport with permission to travel abroad for two months vide Cr.M.A. No.471/2024 and the same application was granted by this Court vide order dated 16.01.2025 and the passport of the applicant was handed over for the period from the date of the said order upto 16.03.2025 with a permission to travel to abroad with a condition that the applicant shall surrender his passport before the concerned Court immediately on or before 16.03.2025. Meanwhile, the applicant has filed application vide Cr.M.A. No.51/2025 and prayed to extend the period of depositing of passport and therefore, this Court has partly allowed the said application vide order dated 10.06.2025 and extended the period of depositing of passport upto 16.11.2025 and lastly, the applicant has filed application vide Cr.M.A. No.372/2025 and prayed to extend the period of depositing of passport and therefore, this Court has partly allowed the said application vide order dated 01.11.2025 and extended the period of depositing of passport upto 4 months from the date of the order. But, considering the records, the applicant has not deposited his passport and the passport of the applicant is with him, however, the applicant has filed the present application and prayed to release the passport for One year with permission to travel abroad from 02.04.2026 to

19.04.2026 for his business work. So, as the passport is with the applicant, therefore, if the time to deposit the passport is hereby extended for the limited period, the purpose of application would be served. Hence, considering the above facts on record as well as the reason mentioned by the applicant/accused hereinabove, it seems to be judicious to exercise judicial discretion in favour of the present applicant. Therefore, in the interest of justice, following order is passed;

-:-O R D E R-:-

- The present **Criminal Misc. Application No.69 of 2026**, is hereby **partly allowed**.
- The date to surrender/deposit the passport of the applicant is hereby extended **with permission to travel abroad within aforestated period** and it is hereby ordered to surrender/deposit the Passport granted by this Court in the earlier application on or before **31.07.2026 without fail**.
- ***The applicant is hereby further ordered and directed that he shall deposit his passport on or before completion of 31.07.2026 without fail.***
- The applicant shall not misuse the liberty.

Signed & Pronounced in the open Court on this 24 day of **March, 2026.**

Date :24/03/2026.
Place:Ahmedabad.
P.D.Mishra

[Naresh Girikant Dave]
Additional District & Sessions Judge,
Ahmedabad (Rural) at Dholka.
(UIC No.GJ00467.)