

Orders on application

The respected counsel for accused No.5 filed the application and requested to give permission to travel and to join the employment. The respected counsel stated that, accused No.5 is a Diploma holder in Automobile Engineering. Accused No.5 got job opportunity in Soviet Russia. Accused No.5 applied for the passport. The passport authority issued a letter to the accused No.5 and stated that, you have to clear the case or obtain permission from the court to travel. Accused No.5 and other accused were made an efforts to settle the matter. The counter case is pending before the court. The respected counsel requested to consider the application. Respected counsel filed the letter issued by the passport authority.

The learned Sr.A.P.P contended in the objection that, the investigating officer completed the investigation and

submitted the charge sheet. Sufficient materials are available to prove the guilt of accused. If permission is granted to the accused No.5 to travel to the Abroad, he may not appear before the court. The chances of delay in disposal of matter is high. The learned Sr.A.P.P requested to reject the application.

On perusal of the papers, the investigating officer filed the charge sheet against the accused No.5 and other accused persons. Accused No.5 obtained the bail. The matter is fixed for evidence. The respected counsel for accused No.5 stated that, accused No.5 has got an opportunity of employment in Soviet Russia. Accused No.5 applied for passport. The passport authority issued letter and by stating that, you have to clear the case or get permission from the court. The respected counsel for accused No.5 did not submit the proper material to show that, accused No.5 will be joined the employment on or before the fixed date. The letter issued by the passport authority is revealed that, accused No.5 approached the

passport authority for issuance of passport. The learned counsel for accused No.5 filed the application after issuance of letter from the passport authority. If the accused No.5 is having good intention not to leave the India without permission of the court, accused No.5 would be filed the application before the court and obtained the permission to leave the India. After obtained the permission from the court, the accused No.5 approach the passport authority for issuance of passport. If the passport authority did not raise any objection about the criminal case, the accused No.5 may not approach the court for seeking permission. The accused No.5 may leave the India without permission of the court. For all these reasons, proceed to pass the following:

order

The application filed by the respected counsel for accused No.5 by seeking permission to leave the India by getting passport is hereby rejected.

Issue NBW against C.W.1 and 2.

Call on : 13-11-2025.