

**IN THE COURT OF SESSION , SESSIONS DIVISION,  
THODUPUZHA**

**Present: Smt. S.S. SEENA, III Additional Sessions Judge**

Friday , the 11<sup>th</sup> day of July , 2025/20<sup>th</sup> day of Ashadam, 1947.

**Crl.M.P.3363/2025 in S.C.533/2021**

(CP 35/2021 of JFCM-1, Thodupuzha )

( Crime No. 901/2021 of Muttam Police Station)

Petitioner / 1<sup>st</sup> Accused \_\_\_\_\_:

Anil George, S/o. Varghese,  
Pallithazhathu (H), Perumbillichira Bhagom,  
Perumbillichira Kara, Thodupuzha Village.

By Adv. C.S. Georgekutty

Respondent /Complainant \_\_\_\_\_:

State of Kerala, represented by the sub Inspector of Police,  
Muttom Police station

Addl. Public Prosecutor Thodupuzha  
By Adv.Sri. Johny Alex

This petition filed U/s.6(2) of the Passport Act BNSS by petitioner/ 1<sup>st</sup> accused in S.C.533/2021 for no objection certificate of Passport, is coming on for hearing before me on 09.07.2025 in the presence of above counsel and having stood over for consideration on 11.07.2025 the court passed the following:

**CRIMINAL M P No. 3363/2025 in SC 533/2021**

**ORDER**

This is a petition filed by the petitioner/1st accused, the prayer herein is to grant a no objection certificate in favour of the petitioner allowing him to apply for passport.

2. The petitioner is the 1<sup>st</sup> accused in SC 533/2021 pending on the file of this court. The above case stands charge sheeted against the accused 4 in numbers alleging offences punishable u/s. 8(1)(2) and 55 (g) of the Abkari Act. It is contended in the petition that, as per job offer letter received by the petitioner's wife for employment abroad, her job visa will be proceeded only if the husband's passport is surrendered at the Embassy. It is further contended that, the petitioner as unable to apply for passport in view of the pendency of the above case and hence he cannot surrender the same.

3. The above application is opposed mainly on the ground that ,the petitioner will abscond during the trial. Going through the records, it is seen that the petitioner stands released on bail. I also consider that pendency of this case against the petitioner shall not be the sole ground for rejecting the petitioner's request for passport. If, the petitioner is otherwise entitled to get the same. This court has no objection to issue a passport to the petitioner especially when the records show that the above application was taken for consideration, the counsel for petitioner submitted that the petitioner is not intending to go abroad. For the reasons discussed above, the petition is allowed entitling the petitioner to apply for passport. But, it is observed that the petitioner shall filed affidavit undertaking that he shall not leave from India and he shall appear on the posting dates when specifically insisted.

In the result, Petition is allowed.

Dictated to the Confl.Asst. transcribed and typed by her, corrected and pronounced by me in open court on this 11<sup>th</sup> day of July, 2025.

Sd/-

S.S Seena

III Additional Session Judge