

IN THE COURT OF SESSION, THALASSERY

Present :- Smt. Ruby K Jose, Addl. Sessions Judge-III
Friday, the 6th day of February, 2026/16th Magha, 1947.

CrI.M.P. No.2/2026 in S.C No.354/2025
(Crime No.1207/24 of Thalassery Police Station)

Petitioner/Accused:

Sajeer.P.C., Ammed.P.C., Aged 28 years, Pannikkodan
(Panniyodan) House, Thettamala(PO), Wayanad District.

V/s.

Respondent/Complainant:

State (SHO, Thalassery PS), Represented by Public
Prosecutor, Thalassery.

Petition to release the passport of the petitioner.

This petition coming on this day for hearing before me in the presence of Sri.K.Viswan, Advocate for the petitioner/accused and the Addl. Public Prosecutor for the State/Respondent and having stood over for consideration till this day, the court passed the following:

ORDER

This is a petition preferred by the petitioner who is the accused in the above case praying for release of his passport which was surrendered before the trial court.

2. The above case has been charge sheeted against the petitioner and other accused alleging commission of offences punishable u/ss. 329(4) and 326(g) of BNS.

3. According to the petitioner, as per the condition No.4 in CrI.M.C 145/2025, he surrendered his passport before the Judicial First

Class Magistrate Court, Thalassery. It is submitted that the petitioner has got an employment at Dubai in a real estate company, Fesco Builders, Sheikh Zahid Road, Dubai. He has to join employment on or before 07.02.2026, otherwise he will loss the job opportunity. He is the sole breadwinner of his family. If he lost his job permanently, his entire family would be thrown into starvation. Therefore, he prays to release his passport which is surrendered before the trial court. Hence the petition.

4. Heard both sides.

5. The Addl. Public Prosecutor filed report opposing the petition.

6. At the time of granting bail, the petitioner was directed to surrender the passport before the trial court. The petitioner submitted that he got a job visa in Gulf and he has to join his employment on or before 07.02.2026. If the petitioner not obtained his passport, he will lose his opportunity at abroad.

7. The offences alleged against the accused are punishable u/ss. 329(4) and 326(g) of BNS. The case is of the year 2025 Considering the large pendency of the cases and considering the fact that it is not possible to dispose of the case in the near future, this court is satisfied that the passport of the petitioner can be released to him on conditions.

In the result, the petition is allowed. The passport of the petitioner shall be released to him from the Magistrate's Court

concerned on proper identification and acknowledgment. The petitioner is further directed to comply the following conditions:

- 1) The petitioner is directed to obtain necessary permission from this court to leave India.
- 2) The petitioner shall file affidavit before this court before leaving India showing his full address and contact number of the residence and office/establishment where he intends to stay in abroad.
- 3) The petitioner shall appear before court as and when so directed without fail.
- 4) The petitioner's counsel shall properly represent him and he will have to make himself available for identification during trial.
- 5) The petitioner shall give an undertaking that he would not dispute his identity.

(Dictated to the Confidential Assistant, typed by her directly to the computer, corrected by me and pronounced in open Court on this the 6th day of February 2026).

ADDL. SESSIONS JUDGE-III

PM.

Fair/Copy of order in
CMP No.2/2026
in S.C.No.354/2025.

Dated: 06-02-2026.