

**IN THE COURT OF SESSION, THALASSERY**

Present :- Smt. Ruby K Jose, Addl. Sessions Judge-III

Thursday, the 19<sup>th</sup> day of March, 2026/28<sup>th</sup> Phalguna, 1947.

**Crl.M.P. No.4/2026 in S.C No.354/2025**

(Crime No.1027/24 of Thalassery Police Station)

Petitioner/Accused:

Sajeer.P.C., S/o.Ammed.P.C., Aged 28 years, Pannikodan  
(Panniyodan), (PO) Thettamala, Wayanadu District.

**V/s.**

Respondent/Complainant:

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

Petition to renew 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 an application filed by the accused in the above case u/s.6 (2) (f) of the Passport Act to give permission to the petitioner to renew the passport of the petitioner for a period of ten years.

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

3. The petitioner is the accused in S.C. No. 354/2025. According to the petitioner, he has secured employment in Dubai with a real estate company, Fesco Builders, Sheikh Zayed Road, Dubai. The company issues employment visas only to candidates whose passports have a

minimum validity of six months. It is submitted that the petitioner travelled to the United Arab Emirates on 14.02.2026 on a visit visa, based on a proposal to obtain a job visa from there. While processing the visa stamping, it was found that only 169 days of validity remained on the petitioner's passport. Consequently, the company could not issue the employment visa, as the passport is valid only up to 28.08.2026. The petitioner is the holder of Indian Passport No. P2643104, which is due to expire on 28.08.2026. Therefore, renewal of the passport is highly necessary. However, since the petitioner is involved in a criminal case, the passport authorities have refused to renew the passport without permission from this Court. The petitioner further submits that he is the sole breadwinner of his family and is ready to abide by any conditions that may be imposed by this Court. Hence, this petition.

4. Both sides were heard.

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

6. According to the decision reported in **Muhammed vs. State of Kerala (2012 (4) KLT 655)**, the Hon'ble High Court of Kerala held that by virtue of notification No.G.S.R.570(E) dated 25.08.1993, a person against whom criminal proceedings are pending in a criminal court in India, can leave India on the basis of a travel document issued by the competent authorities. Issue of such travel document should be subject to the conditions fixed by the court.

7. The case is of the year 2025. Considering the heavy pendency of the cases before this court, it is likely that commencement of trial of the case will take some more time. In the said situation, this court satisfied that permission can be granted to the petitioner for renewal of the passport of the petitioner for a period of two years on stringent conditions.

**In the result**, the petition is allowed in part as follows:-

1. The petitioner/accused is permitted to renew his passport for a period of two years. Accordingly the Passport Authority shall act in terms of this order.

2. The petitioner/accused shall appear before court as and when so directed without fail.

3. The petitioner/accused's counsel shall properly represent him and he will have to make himself available for identification during trial.

4. The petitioner/accused shall give an undertaking that he would not dispute his identity.

5. The petitioner/accused shall give an undertaking that on his behalf his counsel shall be present before the court and he has no objection in taking the evidence in his absence treating the presence of the counsel as his presence.

(Dictated to the Confidential Assistant, typed by her directly to the computer, corrected and pronounced by me in open Court, on this the 19th day of March 2026).

ADDL. SESSIONS JUDGE-III

PM.

Fair/Copy of order in  
CMP No.4/2026  
in S.C.No.354/2025

Dated: 19-03-2026.