

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE -  
MALAPPURAM**

Present: Arunkumar R. C, Judicial First Class Magistrate  
Monday 25<sup>th</sup> day of May, 2026

**CMP. 1/2026**

**In**

**CC 1235/2014**

Petitioner : A4 Abdussalam Memadan, Age: 48, S/o Alavi Memadan, Puthalath (H), Thaniyamburam, Thavanoor (P. O), Muthuvallur, Thavanoor.  
(By Adv. Sri Vibhu Valasseri, Manjeri)

Respondent : State: Represented by the Sub Inspector of Police, Kondotty in Kondotty Police Station Crime No. 773/2014  
(By Assistant Public Prosecutor, Malappuram)

Offence : U/s. 323, 324, 354, r/w34 of IPC

Order : Petition is allowed.

This petition coming on for hearing today, the court passed the following

**ORDER**

1. This is an application filed by the fourth accused (A4) in CC 1235/2014 for permission to renew his passport.

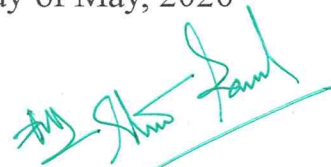
2. The petition averments are as follows: - The petitioner is fourth accused in this case registered by the Kondotty Police registered under sections 323, 324, 354 r/w 34 of IPC. The petitioner was exempted from the said case for a period of one year from 23.07.2014 as per a prior court order. So the petitioner gone abroad for job purpose and being residing there. As per the above court order the petitioner was to appear before the court by 22.07.2025, but was not able to do so because leave was not granted from the job. The failure to appear was not intentional. When the petitioner applied for the renewal of his passport bearing No. N5505667 which was expired on 27.12.2025, the authority concerned refused to renew it on the ground of pendency of this case. Since the passport and visa has expired renewal of passport has become necessary for returning from abroad. Since the Iran- Israel war has started, the petitioner was not able to timely renewal of passport and return back to hometown. Hence the petitioner prayed for leave to renew the passport from this court.

3. Report filed. Heard both sides.

4. In this regard the Central Government had issued a notification under clause(a) of section 22 of The Passports Act 1967 as notification No. GSR 570 (E) dated 25/08/93 (Published in the Gazette of India, Extra. Part (II) Section 3(i) dated 25/08/93). According to the said notification, only if the criminal court before which the case of the applicant is pending permits, the applicant is exempted from the operation of the provision of clause(f) of sub section (2) of section 6 of The Passports Act 1967. The leave shall be subject to such condition as specified by the court.

5. Perused the records of the case. A4 is appearing before this court through his counsel and is facing trial in this case. Considering the reasons mentioned in the petition, the job and future prospects of the accused and also the fact that the learned APP has no serious objection, it will be unfair to decline the petitioner's prayer. Hence leave is granted to the accused/petitioner to renew his passport bearing N5505667 for a period of one year. Hence, it is made clear that this court has no objection in renewing the passport of the petitioner/4th accused for a period of one year from the date of this order, on account of pendency of CC 1235/2014 in this court.

Pronounced in the open court on this the 25<sup>th</sup> day of May, 2026



**Judicial First Class Magistrate,  
Malappuram**

