

IN THE COURT OF THE ADDITIONAL CHIEF JUDICIAL MAGISTRATE,
THRISSUR

Present: Manjith T., Chief Judicial Magistrate
(Full Additional Charge)

Dated this, the 21st day of July 2023

Crl.M.P 1137/2023 in CC 3/2018

(Cr.No 1543/2011 of Thrissur Town East Police Station)

- Petitioner : Shabeer, aged 39, S/o Koya, Thazhathethil House,
Chelakkara Desom, Chelakkara Village
(Now Residing at Puthanpeedikayil House,
J.K Manzil, Chakkappanpadi, Chelakkara)
(By Adv.K.N Prasanth & Adv.K.U Aiswarya)
- Respondent : State of Kerala, Represented by Sub Inspector
of Police, Thrissur Town East Police Station
(By *Sri. Manoj Kumar T.R. , APP, Sr.
Grade*)
- Order : Petition is allowed

This case coming on this day for hearing, the Court delivered the following:

ORDER

Petition to record no objection for renewal of passport and occasional visit of foreign countries.

2. Petitioner's case, in brief, is as follows:-

Petitioner, who is the accused No.17 in above numbered case alleging offences punishable under Sections 120B, 406, 420 r/w 34 IPC and Section 4, 5, 6 of Prize Chits and Money Circulation Schemes (Banning) Act 1978 & Section 7 & 9 of The Drugs and Magic Remedies (Objectionable Advertisement) Act 1954 is the holder of Indian passport. Validity of his passport will expire on 28-08-2023. Thus, petitioner, who has to occasionally go abroad for his business purpose, wants to renew the validity of passport for a period of three years. Hence, the petition.

3. SHO of Town East Police Station filed report and thereby opposed the

petition on the apprehension of fleeing from justice.

4. Heard. Perused the records. Permission of this court is not necessary for occasional visit of foreign country, since bail condition did not requires it (**See *Moosa Pattupara v. State of Kerala* [2022 (2) KHC 293]**). Non renewal of validity of passport of the petitioner, who is on bail and undertook to be present in court as and when required, will curtail his freedom of movement guaranteed under Article 19 and right to livelihood guaranteed under Article 21 of the constitution of India. Hence, in the interest of Justice, it is necessary to record no objection to renew the passport of the petitioner for a period of 3 years.

In the result, this court has no objection to renew passport of the petitioner, due to the pendency of CC 3/2018 (Cr.No.1543/2011 of Town East Police Station, Thrissur) on the files of this court, for a period of three years.

(Dictated to the Confidential Assistant, typed and transcribed by her, corrected and pronounced by me in open court this the 21st day of July 2023)

MANJITH. T
CHIEF JUDICIAL MAGISTRATE
(Full additional charge of Addl.
Chief Judicial Magistrate)

/True Copy/

MANJITH. T
CHIEF JUDICIAL MAGISTRATE
(Full additional charge of Addl.
Chief Judicial Magistrate)