

**IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS – I,
MANANTHAVADY.**

Present : Sri.Anand Parathara
Judicial Magistrate of first Class – I, Mananthavady.

Wednesday, this the 22nd day of April, 2026
02nd day of Vaisakha, 1948 (S.E)

C.M.P.No.1/2026
in CC.227/2018
(In Vellamunda PS Crime No.148/2018)

Petitioner/accused No.3 : Babu John, S/o John, aged 51/18,
Kunnumpurath House, Karakkamala,
Porunnannoor.
(By Adv.Shebin George)

Respondent : The S.H.O, Vellamunda
(By Sri.Firos.E.S, APP. Gr.II)

O R D E R

This is an application filed by the Petitioner/accused No.3 for issuing direction to the Regional Passport Officer, Kozhikode to renew the passport of the petitioner.

2. The petitioner is the third accused in CC.227/2018 on the file of this court. Petitioner is the holder of the Indian Passport bearing No.C8622691. According to him, the validity of his passport will expire on 30.08.2026. The petitioner/accused No.3 is now working in Saudi Arabia and he wants to renew his passport. As the criminal case is pending against the Petitioner/accused No.3, permission of the court is required to renew the passport. Hence this petition seeking orders issuing directions to the Regional Passport Officer, Kozhikode to renew the passport of the petitioner.

3. The prosecution filed an objection that the petitioner might permanently reside abroad if the petition is allowed and this would affect the trial of the case.

4. Heard.

5. The learned counsel for the petitioner argued that the validity of the passport of the petitioner will expire on 30.08.2026. The Petitioner/accused No.3 is now working in Saudi Arabia. Hence it would be necessary for the petitioner to apply for the renewal or the re-issuance of the passport. The prosecution objected that the petitioner might abscond if the passport is renewed.

6. Upon considering the above aspects and the records before the court, it is seen that the only relief sought for by the petitioner is an order issuing direction to the Regional Passport Officer, Kozhikode to renew the passport of the petitioner. But I find that the court is not empowered to issue such a direction, as the eligibility of the petitioner is to be considered by the authority concerned. Hence the direction as sought for is not to be issued. But considering the attendant circumstances in the case and the records before the court, it is hereby expressed that this court has no objection in, the authority concerned, renewing the passport of the petitioner for one year, if he is otherwise eligible for the same. Hence I find that the petition can be partly allowed upon appropriate conditions as follows:-

1. The petitioner shall appear as and when required.
2. The petitioner shall be duly represented on all posting dates.
3. The petitioner shall not leave India without the permission of the court.
4. It is hereby expressed that, in view of the above case and the instant petition, this court has no objection in renewing the passport bearing No.C8622691 of the petitioner- for one year - if he is otherwise eligible to.

(Pronounced by me in the open Court this the 22nd day of April, 2026)

**JUDICIAL FIRST CLASS MAGISTRATE-I,
MANANTHAVADY**