


MHAH010061502019 	<b><u>Order below Exh.114 in Session Case No. 327/2019</u></b>
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1. This is an application made by accused No.64 namely Datta Babasaheb Jadhav granting permission to renew the passport and permission to leave the Country from 2.07.2022 to 30.07.2022.

2. It is stated that offence under Sections 143, 147, 148, 149, 297, 323, 324, 336, 337, 332, 341, 353, 427, 504 and 506 of the Indian Penal Code is registered against the present accused and others. In connection with the said offence, Session Case is pending before this Court. Accused is social worker of Nagar Municipal Corporation, Ahmednagar. Also his wife is Ward Member. They are working for the interest of the society. Also he is doing Hotel and Lodging business. Merely on the count of political rivalry, offence is registered against him. Accused is activists of Shivsena. Accused has no any nexus with the alleged offence. Instead of this matter, no any other matter is pending against him.

3. Further it is stated that in absence of accused his Ld. Counsel is ready to work out the matter and he will not challenge the identity of the accused. After returning from the foreign tour, he will attend the Court regularly and obey the order of the Court. No question arose for prolonging the proceeding. Already he has received the Passport. In connection with the Hotel business, he want to proceed to Singapur on foreign tour. Accordingly, prays for granting permission to leave the country and renewal of the passport.

4. The Ld. A.P.P. by filing say at Exh.117 resisted the application stating that accused Datta Babasaheb Jadhav has come with the case that he is having passport and its validity is till 27.01.2020. He

has to visit foreign country and it is necessary to renew the passport. However, alleged offence against the accused is serious nature. Crime No. 102/2015 u/s. 324 of I.P.C. is registered against the present applicant/accused. If permission is granted to leave the country then he will get absconded and he will not remain present before the Court for hearing. He is active member of Shivsena party. By forming unlawful assembly he has made the citizens to suffer and has committed serious offence and thereby committed breach of peace. Lastly, he prays for rejection of the application.

5. Perused the application and say. Heard both the parties. As per the applicant/accused, he want to renew the passport and to leave the country in between 2.07.2022 to 30.07.2022 on count of his visit to Singapur in connection with his Hotel business. Besides this, it is stated that after returning from foreign country, he will attend the Court regularly and obey the order of the Court. He is having no intention to prolonging the proceedings. Accordingly, considering this aspect, it would be proper to grant the application. Hence, following order.

**ORDER**

1. Application is allowed.
2. Permission is granted to the accused Datta Babasaheb Jadhav to renew the passport for further 10 years.
3. Permission is granted to the accused Datta Babasaheb Jadhav to leave the country in between 2.07.2022 to 30.07.2022 to proceed on foreign tour at Singapur.
4. After returning the foreign tour, accused to attend the Court regularly without fail.
5. The Regional Passport Officer, Senapati Bapat Marg, District Pune is directed to issue the necessary passport to the applicant/accused Datta Babashaeb Jadhav as per rules.

(W.J. Daithankar)  
Additional Sessions Judge,  
Ahmednagar.

Date: 24.06.2022