

MHAH160004332017



ORDER BELOW EXH.36 in RCC No. 40/2017

1] This is an application seeking no objection from this Court for obtaining passport. Perused the application.

2] Heard applicant in person. It is submitted that he is one of the accused in the present matter. The stage of the matter is for evidence. It is also admitted that accused is on bail and till today he has never jumped over any condition of the bail. Now the accused wanted to go abroad for his personal work. He has prayed for obtaining passport .

3] APP submitted that there is no any provision for giving clearance certificate in pending cases. The offence against accused is serious. At the time of hearing of the case, presence of accused is necessary for identification. Hence, he has prayed for rejection of application.

4] Needless to say the accused at this stage is only obtaining passport. He has sought permission to leave jurisdiction of this Court or territory of India. Looking to the past conduct and pendency of the matter, to my mind, shall be no hurdle to allow accused to obtain passport and permission to go to Thailand. Accordingly, I pass the following order.

ORDER

- 1] Issue letter to concern authority regarding no objection for obtaining passport to accused applicant Mr. Somnath Nivrutti Thorat.
- 2] On receipt of passport accused shall furnish copy of his passport to the Court.
- 3] Accused shall furnish usual undertaking regarding his attendance before leaving the jurisdiction of court and India.

Date :- 15/03/2023.

(Rahul K. Gaikwad)
Judicial Magistrate First Class,
Akole