

MHAU100004682017



R.C.C./61/2017
State Vs. Fate Mohamad

ORDER BELOW EXHIBIT -55

Read the application and say. This is an application is filed by accused Abdul Qayyum Raheman Patel for issuing directions to the concern Passport authority to issue Passport.

2. It is contended that the applicant / accused is intending to travel abroad for travelling Huj tour at Saudi Arabiaya. Therefore he requires a passport from the Passport Authority. However, due to this crime pending against him, the Passport Authority is not issuing him a passport, hence he prayed to issue directions to the Passport Authority to issue him a passport.

4. Learned A.P.P. and I.O. filed thier say on the application. Wherein , they objected to allow the application.

5. I have perused entire proceedings. The offence punishable u/sec.143, 147, 148, 149, 324, 504, 506, 427 of INDIAN PENAL CODE. Trial is at initial stage. The trial of the offence is not yet initiated. The applicant only prayed for issuing directions to the Passport authority for issue him a passport. Therefore, only this criminal case is pending against the accused, his personal right to take a passport cannot be differred. Hence, I am of the opinion that

it will just and proper to issue no objection to issue passport to the accused. If 'No objection' granted, no prejudice will cause to the prosecution side. Thus, the application is liable to be allowed, Hence, I pass the following order.

ORDER

1. Application is partly allowed.
2. 'NO OBJECTION' is granted to the passport authority for issue passport in the name of applicant /accused Abdul Qayyum Raheman Patel, as per rule.
3. The applicant is directed to file his email address if any, and proper address of his residence.

Aurangabad.
Date :- 08 /08/2025.

(G.D. Gurnule)
Judicial Magistrate First Class
(Court No.02), Khultabad.