



**ORDER BELOW EXH. NO.12**

01. Perused the application, say (Exh.14 & 15) filed thereon by the learned APP and by the Investigating Officer. Heard the Ld. Advocate of the applicant and the learned APP. The accused namely Shivraj Vijayrao Jadhav has filed this application seeking no objection for getting his passport from the passport authority. As per his submission, the said authority needs no objection from this Court as he is being arrayed as accused in the present matter. He showed readiness for abiding terms and conditions imposed by the Court.

02. The Ld. APP and the Investigating Officer opposed the application. They submitted that offence punishable under Section 379 of the IPC alleged to have been committed by the accused is of quite serious nature. If the application is allowed then the present matter would remain pending. Moreover, the accused has not given exact foreign country and his reason to visit the same.

03. I have gone through the application, say filed thereon and document filed by the accused.

04. Perusal of the final report shows local residence of the accused. No criminal antecedents seen from the record. Offence under Section 379 of the IPC is not the offence against the human body and grave in nature. He is ready to abide all the conditions. Moreover, objections raised by the Ld. APP and the I.O. seen to be routine in nature and are not sufficient for rejection of the application.

05. In the present set of facts and circumstances, in my opinion it would be just and proper to issue no objection for getting passport to the accused for meeting ends of justice subject to conditions. Taking into

consideration above facts, the application needs to be allowed subject to necessary conditions. Accordingly, I pass the following order.

**ORDER**

- 1) The application (Exh.12) stands allowed in the following terms.
  - a) This Court gives no objection to the passport authority for issuing passport to the accused namely Shivraj Vijayrao Jadhav provided that he is qualified for the said purpose as per the rules of passport authority.
  - b) This Court gives no objection for getting the passport only in respect of present matter i.e. R.C.C.No.350/2022 State vs. Shivraj Vijayrao Jadhav + 01 bearing Crime Register No.526/2021 registered at the City Police Station, Malkapur.
  - c) The supra permission is granted to the accused namely Shivraj Vijayrao Jadhav on the condition that he shall not create hurdles in early disposal of the present proceeding.
  - d) The accused namely Shivraj Vijayrao Jadhav is directed to inform this Court as well as City Police Station, Malkapur in advance about his program and residence in the foreign country before leaving India.
  - e) Inform to the City Police Station, Malkapur regarding the present order for necessary action.

Place - Malkapur

Date – 26/08/2025

**(Sunil S. Mahale)**  
Additional Chief Judicial  
Magistrate, Malkapur

**CERTIFICATE**

I affirm that the contents of this PDF file Order/Judgment are same word to word as per the original Judgment or Order.

Name of the Jr. Clerk	:-	Shri N.S. Rajput, Jr. Clerk
Name of the Court	:-	Jt.CJSD & ACJM. Malkapur,
Judgment / Order dictated on	:-	26/08/2025.
Judgment / Order delivered on	:-	26/08/2025.
Judgment / Order checked on	:-	26/08/2025.
Judgment / Order signed on	:-	26/08/2025.
Judgment / Order uploaded on	:-	26/08/2025.