


MHKO030062602019 	<u>Order below Exh.34 in Regular Criminal Case No.650/2019.</u> State of Maharashtra <u>V/s.</u> Prashant Shrikant Chougale
---	---

Heard learned counsel Shri. Samant for the accused/applicant and learned A.P.P. Shri. Veerkar for the State.

2) This is an application filed by the accused/applicant to grant him no objection for getting passport and permission to go abroad. The present case is sub-judice. He undertakes to abide all the conditions whatsoever imposed by the Court. Hence, he prayed to allow the application.

3) Learned A.P.P. and investigation officer have filed their say and resisted the application on the ground that if the application is allowed the possibility of the applicant/accused may abscond.

4) Mere pendency of the case cannot be a ground to deny permission to the accused to go abroad, subject he co-operates with the Court in proceeding with the trial. It is submission of the counsel for accused that the company of the accused is sending him for training abroad. So also, the permission is sought only for period of 06.08.2023 to 19.08.2023. The record shows that the case is only pending for want of only one witness of prosecution. For prosperous future of the accused, the permission to go abroad should not be denied subject he comply the conditions.

5) Hence, I proceed to pass following order:-

... 2 ...

ORDER

- 1) The application (Exh.34) is allowed.
- 2) The applicant/accused Prashant Shrikant Chougale is permitted to go abroad for period of 06.08.2023 to 19.08.2023 subject that during that period in case the case is posted, the learned advocate for accused shall conduct the matter in absence of accused without challenging his identity and not seek adjournments.
- 3) The accused/applicant and his advocate to give undertaking in terms of Clause 2.
- 4) The accused/applicant shall attend the Court regularly after the lapse of the said period 06.08.2023 to 19.08.2023 and co-operate the Court in expeditious trial.

Kolhapur.
Date: 17/07/2023.

(Shailesh A. Bafna)
Chief Judicial Magistrate,
Kolhapur.