

MHPU010123642017



CBI, ACB, Pune.

Vs.

Lt.Gen.Retd. Jatinder & Ors.

Order below Exh.345(Dated: 9th January, 2025)

- 1] By way of the present application applicant/accused Ramesh Kapoor is seeking permission to renew his passport bearing No. K5471776 for 10 years.
- 2] Perused application, say filed by CBI and record. Heard both sides.
- 3] It is contended by applicant/accused that his passport has expired on 24/09/2022. According to the applicant/accused, he wants to renew his passport for 10 years. For that purpose he is relying on the judgment of **Samip Nitin Ranjani Vs. Union of India 2016 SCC Online BOM**. Therefore it is prayed to allow the application.
- 4] Ld. PP for CBI contended that in view of order passed below application Exh.333 appropriate order may be passed.
- 5] On perusal of record, it appears that applicant /accused produced on record a copy of passport bearing no. K5471776. It further appears that the said passport has been issued in the name of the applicant/accused on 25/09/2012 and was to be expired on 24/09/2022. It is pertinent to state that under the Passport Act as per passport rules, it is required to be renewed by complying with the legal formalities.
- 6] In case of Samit (Supra) the Hon'ble Bombay High Court

was pleased to issue directions that - *in all cases where a Magistrate's Court directs renewal of passport under the rules, the Passport Rules, 1980 shall apply and Passports other than for a child aged more than 15 years shall be renewed for a period up to 10 years or 20 years as the case may be from the date of its issue. All qualifying applicants are entitled to have passport renewed for at least 10 years. The Regional Passport Officer shall renew the passport of such qualifying applicants at least for 10 years.....*

7] The applicant/accused contended that he is only asking permission for renewal and undertakes that he will take permission of this Court whenever he wish to travel abroad. He has filed affidavit to support his contention. The CBI did not deny the same. The trial shall take its own time for its disposal. So there is no impediment to give no objection for renewal of passport of applicant/accused as per guidelines and directions given by Hon'ble High Court in case of **Samip (Supra)** by the Passport Authority, if he complies the provisions of Passport Rules. Hence, I proceed to pass the following order-

(i) Application (**Exh.345**) is hereby allowed as under:-

(a) This Court has no objection for renewal of Passport of applicant/accused- **Ramesh Wazirchand Kapoor** bearing passport no. **K5471776** as per guidelines and Rules under Passport Act.

(b) The applicant/accused shall not leave India without prior permission of this Court till the completion of trial pending against him before this Court.

Pune
Date : 09/01/2025

[R.R. Mendhe]
Special Judge, CBI, ACB, Pune

Certificate

I affirm that the contents of this PDF file order are same word for word as per original order

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Name of the Court	:-	Shri. R.R. Mendhe Special Judge, CBI, ACB, Pune.
Name of the Steno	:-	B.R.Jakka Stenographer (Grade-I)
Date of Order	:-	09/01/2025
Order signed by presiding officer	:-	09/01/2025
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