

Regular Criminal Case No.741/2014.
(CNR No.MHPU06-001668-2014)
(C.R.No.19/2014 Wanwadi Police Station)

ORDER BELOW EXH.1.

This is an application on behalf of **applicant/accused – Mohammad Shabir Mohammad Aarif Shaikh** seeking permission for obtaining new passport. It is submitted that, the applicant/accused is booked into C.R. No.19/2014 for the offence punishable U/s. 420, 407, 468 r/w 34 of Indian Penal Code. The applicant / accused has applied for obtaining new passport. But due to the pendency of criminal case against him, it cannot be considered without the permission of this Hon'ble Court. Hence, this application.

- 2] Say of Ld. APP was called. Ld. APP has given objection to give permission for obtaining passport by imposing condition that, accused should not leave India without prior permission of the Court.
- 3] Heard both the sides at length.
- 4] Considering the application in the light of the aforesaid circumstances I find that, the matter in which the applicant booked in the offence punishable under Section 420, 407, 468 r/w 34 of IPC. Accused is resident of Pune. But at the same time, during the pendency of this case the applicant/accused is free to make necessary application to the concerned authority for issuance of the passport as per the provisions of Passport Act, 1967. At this stage, no specific direction can be given to any authority by this Court. The applicant / accused is free to make application as per law. Needless to say that,

the passport authority will consider the applicant's application on its own merits. Hence, the following order :-

ORDER

- [1] Application is allowed.
- [2] The passport authority consider the application of the applicant for obtaining passport complying with the requisites as contemplated under the Passport Act, 1967 for a period of 10 years.
- [3] The applicant / accused to furnish verified copy of passport on record and not to leave India without prior permission of the Court.
- [4] Accused to remain present before the Court for trial.

Date : 20/05/2019.

Sd/---
(R.S.Patil)
2nd Jt. Judicial Magistrate First Class,
Cantonment Court, Pune.

CERTIFICATE

I affirm that, the contents of this P.D.F. file are same word for word as per original.

Name of the Court : Smt. R.S.Patil, 2nd Jt. Judicial
Magistrate First Class, Cantonment
Court, Pune.

Name of the Steno : Shri. A.P.Patil

Order date : 20/05/2019.

Order signed by P.O. on : 20/05/2019.

Order uploaded on : 21/05/2019.