

ORDER BELOW Exh.1

01- This is an application filed by accused ***Farid Parvez Sayyad***, for permission to renew passport.

02- Accused submitted that, he is permanent resident of the Ahamadnagar. He is regularly attained court on every date. He want to visit foreign countries for religious purpose and other work. Hence, he is in need of passport. He wants to issuance of passport from Passport Authority, but due to pendency of present case he could not receive the same. Therefore, the accused prayed for passport.

03- APP filed her say and stated that the case is pending since long. Yet charge is not filed against him. There is possibility of absconding of this accused. He will not be available for further proceeding in the Court. Hence, prayed to reject the application.

04- Perused the application and record of the present case. According to the Gazette, Court can permit the accused to obtain the passport and go abroad. The present case is pending for hearing. In this matter the applicant/accused prayed for renewal of passport for 10 years. The applicant/accused has permanent resident of Pune. The record does not reveal that, applicant/accused deliberately remained absent for a long period during trial without seeking exemption. So far as, his appearance in the court

when he will be traveling abroad, is concerned, presence of his pleader can be considered in his absence. Therefore, considering all aspects, he is entitled for issuance of passport for period of 10 years as per rules subject to condition that, he will not leave India and travel abroad without prior permission of this court. Hence, the application deserves to be allowed. As such I pass following order:-

ORDER

- 1) The Regional Passport Office, Pune is directed to issue Passport to ***Farid Parvez Sayyad***, as per terms and conditions of Passport Rules, for ten years.
- 2) The applicant is permitted to travel abroad on the condition that, he shall inform the dates of his journey to abroad in advance to this court, so also he shall not cause any hindrance in the trial because of his absence and would co-operate the prosecution agency.
- 3) He shall undertake that, he would proceed with the trial without disputing his identity and would seek exemption on the dates of his absence.

Sd/-xxx

Date : 15/11/2022

(D. J. Patil)
Judicial Magistrate First Class,
Cantonment Court, Pune.