

MHPU230004102020



Regular Cri. Case No.91/2020
State Vs. Tukaram Taras and Ors.

ORDER BELOW EXHIBIT 143

- 1] Accused no. 8 – Manesh Tukaram Taras moved application for permission of the Court for obtaining new passport. Application is supported by affidavit.
- 2] Accused is charge sheeted in Crime bearing no. 1253 of 2019 arising out of Chakan Police station for offence under section 324, 323, 504, 506, 143, 147, 148, 149 of The Indian Penal Code.
- 3] Ld. A.P.P. and IO filed say and objected the application on the ground that if application is allowed accused will not remain present before the Court. Hence, submitted to keep the application pending.
- 4] Perused the application and say filed by Ld. APP and I.O. It seems that the incident happened on 06/02/2020. The case is pending against accused since 5 years. The present application is moved by accused for obtaining new passport. Registration of crime is not a reason to refuse permission. In view of the judgment of Hon'ble High Court of Bombay reported in Shyam Dwarkadas Chabria v/s The Regional Passport Officer reported in 2000(2) Bom CR 609 application of passport is not liable to be refused on the ground of pendency of criminal case. The notification dated 25/08/1993 grants exemption to citizen against whom proceeding in respect of an offence alleged to have committed by them are pending before the criminal Court and who

produce order from the court concerned permitting them to depart from India, from the operation of the provision of clause (f) of sub-section (2) of section 6 of The Passport Act.

5] Accused no. 8 wants to apply for new passport for business purpose. As charge sheet is filed and charge is also framed by the Court there is no reason to deny accused no.8 for obtaining new passport. Permission to seek passport cannot be refused for the reason that crime is registered against accused and charge-sheet is filed. Hence, it is necessary to allow the application by imposing certain conditions. Accused no. 8 – Manesh Tukaram Taras shall provide details of his journey and residential address of abroad before travelling abroad. Hence, the following order:-

ORDER

- 1) Application is allowed.
- 2) Accused no. 8 – Manesh Tukaram Taras is allowed to obtain new passport from concerned authority as per rules.
- 3) Accused no. 8 – Manesh Tukaram Taras before travelling abroad shall provide details of his purpose, residential address, time and date of journey, period of his stay in abroad.

Date : 17/10/2025

(S. V. Utkar)

Place: Khed-Rajgurunagar

Judicial Magistrate First Class
3rd Court, Khed-Rajgurunagar.

CERTIFICATE		
I affirm that the contents of this P.D.F. file Order/Judgment is same word for the word as per original Order/Judgment.		
Name of Steno	:-	Shri. B.M. Bhople, Steno (Grade-3)
Court Name	:-	S. V. Utkar, 3 rd Jt. CJJD & JMFC, Khed-Rajgurunagar, Pune
Date of Order/Judgment	:-	17/10/2025
Signed by PO on	:-	17/10/2025
PDF uploaded on	:-	17/10/2025