

**MHPU230004912022**



**S.S.C No. 260/2022**  
State Vs. Sachin Ingale

**ORDER BELOW EXHIBIT 3**

- 1] Accused Sachin Janardhan Ingale moved application for permission of the Court for obtaining new passport. Application is supported by affidavit.
- 2] Charge-sheet is filed against accused for offence punishable under section 3(25), 5(25) of Arms Act and Section 37(1)(3) read with section 135 of Maharashtra Police Act.
- 3] Ld. A.P.P. filed his say overleaf the application and has given no objection for obtaining new passport. Ld. APP objected for allowing accused for travelling abroad.
- 4] 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 wants to apply for new passport for business purpose. As investigation is over there is no reason to deny accused 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 Sachin Janardan Ingale 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 Sachin Janardan Ingale is allowed to obtain new passport from concerned authority as per rules.
- 3) Accused Sachin Janardan Ingale before travelling abroad shall provide details of his purpose, residential address, time and date of journey, period of his stay in abroad.

Date : 25/06/2024

Place: Khed-Rajgurunagar

(Saritha Vishwambharan)  
Judicial Magistrate First Class  
2<sup>nd</sup> Court, Khed-Rajrugunagar.

| <b>CERTIFICATE</b>                                                                                                    |    |                                                                                       |
|-----------------------------------------------------------------------------------------------------------------------|----|---------------------------------------------------------------------------------------|
| I affirm that the contents of this PD.F file Order/Judgment is same word for the word as per original Order/Judgment. |    |                                                                                       |
| Name of Steno                                                                                                         | :- | Shri. A.R. Jadhav, Steno (Grade-3)                                                    |
| Court Name                                                                                                            | :- | Saritha Vishwambharan,<br>2 <sup>nd</sup> Jt. CJJD & JMFC,<br>Khed-Rajgurunagar, Pune |
| Date of Order/Judgment                                                                                                | :- | 25/06/2024                                                                            |
| Signed by PO on                                                                                                       | :- | 25/06/2024                                                                            |
| PDF uploaded on                                                                                                       | :- | 25/06/2024                                                                            |