

MHPU230028482023



S.C.C. No. 1719/2023
Pranav Gupta Vs. State

ORDER BELOW EXHIBIT 4

- 1] Applicant Pranav Pravin Gupta moved application for permission of the Court for renewal of passport. Application is supported by affidavit.
- 2] Accused is charge sheeted in Crime bearing no.112 of 2023 arising out of Khed Police station for offence under section 279, 337 of IPC and sec 184 of Motor Vehicle Act. Chargesheet is filed.
- 3] Ld. APP filed say at exhibit 5. Ld. APP has not objected the application. But has objected for allowing applicant to visit abroad. Perused the documents filed on record. The copy of the passport is filed on record. It shows that it is bearing No.M3304096. The date of issue of passport was 11/11/2014. Its date of expiry was 10/11/2024. According to applicant he needs to travel to Dubai for conference for the period from 29/09/2024 to 04/10/2024. Hence, applicant has prayed for allowing renewal of passport.
- 4] Pendency of criminal case 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] Crime is registered against applicant. But permission of renewal of passport cannot be refused by the Court for that reason. Therefore, it is necessary to allow for its renewal. Applicant before travelling Dubai shall seek the permission of the Court. Hence, the following order:-

ORDER

1. Application is allowed.
2. Applicant is allowed to get his passport renewed for a period of one year as per rules.
3. Applicant shall seek the permission of the Court before travelling abroad mentioning the date of travel, place of residence and date of return.

Date : 25/06/2024
Place: Khed-Rajgurunagar

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

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. A.R. Jadhav Steno (Grade-3)
Court Name	:-	Saritha Vishwambharan, 2 nd Jt. CJJD & JMFC, Khed-Rajgurunagar, Pune
Date of Order/Judgment	:-	25.06.2024
Signed by PO on	:-	25.06.2024
PDF uploaded on	:-	25.06.2024