

	Kiran Chandrakant Pawar Vs. State of Maharashtra
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ORDER BELOW EXH.1 IN CRI MA No.55/2026

This is an application preferred by applicant namely seeking no objection for getting passport and permission to travel abroad.

02. It is submitted by applicant that CR. No.107/2017 for the offence punishable under sections 420, 406, 120 r/w. 34 of Indian Penal Code is pending against him. Applicant contended that he is going for business trip in Vietnam for fifteen days. Therefore, it is necessary for him to obtain passport. Therefore, he seeking necessary permission from this Court which is required by passport Act. Therefore, he has filed this application and prayed for no objection from this Court for obtain passport and permission to travel abroad.

03. I.O. and Ld. APP have filed their say and submitted that prosecution has no objection to obtain the passport, however, prosecution has objection to go abroad on the ground that applicant has not given details about his travel.

04. Heard both the sides. Perused application, say and document filed on record. It appears that present crime registered against present applicant in which charge sheet is yet to be filed. Applicant is resident of Narayan Peth, Pune and he is the citizen of India. In such circumstances, he has a right to get passport. However, because of pendency of crime, the passport authority has asked

accused to get no objection from the competent Court. Therefore, considering the facts and circumstances, in my view, if the application is rejected, applicant will be deprived of his right to obtain the passport. However, permission may be granted for the reason mentioned in the application, but subject to conditions.

05. Having regards to the reason mentioned in the application, it would be just and proper to accord him the permission to renew the passport, in view of Sec. 6(2)(f) of the Indian Passport Act. With reference to the present application and law involved an useful reference of the ratio laid down in following cases are required to be made :-

- (i) Deepak Dwarkasingh Chhabria Vs. Union of India and another AIR 1997 Bom 181,
- (ii) Judgment/order passed in Cri.Writ Petition No.434 of 2020 by the Hon'ble High Court Bombay,
- (iii) Gazette of India dated 25/08/1993.

06. As per the ratio laid down in above mentioned cases, there is no bar to Criminal Court to issue no objection with respect to pendency of criminal case. applicant has only sought for no objection for obtain passport and nothing more and therefore in such circumstances by imposing necessary condition no objection can be issued in his favour. Thus, with the above observations, I pass following order :

ORDER

- 1. Application Exh. 1 is allowed as prayed.
- 2. The Passport Authority is at liberty to issue the passport of applicant namely Kiran Chandrakant Pawar after due

verification and compliance of all the legal formalities.

3. The applicant is permitted to travel abroad i.e. Vietnam.
4. Applicant shall submit details of his journey.
5. The applicant shall furnish his undertaking before this Court that he shall attend the court as and when called immediately after return to India.
6. The applicant shall furnish his valid Email Id and mobile number to the effect of service of notice if any.
7. This permission is granted to applicant only in respect of CR No. 107/2017 registered with Manchar Police Station.
8. Issue letter to concerned Passport Authority.

Place : Ghodegaon
Date :16/07/2026

(Santosh L. Vaidya)
Judicial Magistrate First Class
Ghodegaon, Dist. Pune.

CERTIFICATE

I affirm that the contents of this P.D.F file judgment/order are same word to word, as per the original judgment/order.

Name of Stenographer (L. G.)	:	Rushikesh K. Shengule
Court Name	:	Shri. S. L. Vaidya Jt. Civil Judge Jr. Div., & Judicial Magistrate, F. C., Ghodegaon, Tq. Ambegaon, Dist. Pune.
Date	:	16/07/2026
Judgment/Order signed by the Presiding Officer on	:	16/07/2026
Judgment/order uploaded on	:	16/07/2026