

: ORDER BELOW EXH.179 IN SPECIAL CASE NO.25/2020 :
(CNR No. MHRG15-000310-2020)
(Passed on 01.10.2024)

1) The present application is filed by applicant/accused No.23 Chandrashekhar Madhukar Khatavkar, seeking directions to the Passport Authorities to renew his Passport bearing No.S6861125.

2) The applicant/accused No.23 contended that in Passport No.S6861125, spelling mistake occurred in the first name of applicant and therefore, he had filed an application dated 25.12.2023 for correction in the name and re-issue of Passport to Regional Passport Office, Bandra-Mumbai. However, due to the pendency of this proceeding, without directions of this Hon'ble Court, the Passport Authority will not re-issue the Passport to the applicant. He is hopeful of a fair trial and acquittal in this matter. Except this case, no other case is pending against him. He undertakes not to leave the country without prior permission of this Hon'ble Court. If the present application is not allowed, then he will suffer irreparable loss. He prayed that, his application be allowed and the Passport Authorities be directed to re-issue/renew his Passport bearing No.S6861125.

3) The Ld. A.P.P. filed his say at Exh.190 and opposed the application. He contended that the charges levelled against applicant/accused, are of serious in nature. If the passport of applicant/accused is renewed, then there are chances that he

may abscond and delay the trial. The reasons stated for re-issue/renewal of passport are not justified. He prayed that the application be rejected.

4) Heard learned advocates appearing for parties.

5) On perusal of material available on record it appears that applicant is charged for the offence punishable under section 409, 417, 418, 420, 465, 467, 468, 471 r/w. section 34 of Indian Penal Code and section 3 & 4 of the Maharashtra Protection of Interest of Depositors (in Financial Establishments) Act, 1999. The matter is pending against present applicant/accused in this Court. The applicant is on bail. The applicant only wants to renew/re-issue the Passport, as there is spelling mistake in his Passport and therefore, the applicant/accused wants to correct the same. Taking into consideration all the above facts, I do not find any hurdle in allowing the application of applicant for re-issue/renew of his passport on certain conditions. Hence, I proceed to pass following order :-

: ORDER :

- 1) The application is allowed.
- 2) The passport authorities are directed to re-issue/renew the passport of applicant bearing No.**S6861125** , if an application is made for said purpose alongwith relevant documents.

- 3) The applicant shall not leave India without prior permission of this Court.

(Dictated and pronounced in open Court)

Mangaon.
Date : 01.10.2024.

(H. K. Bhalerao)
Additional Sessions Judge,
Mangaon-Raigad