

Session Case No. 33/2025
CNR No. MHRT010007142025

The State

Prosecution

Vs.

Ramij Ismail Mulla

Accused

Order below Exh. 16

(Date : 23.03.2026)

1. By the present application the applicant/accused seeking relaxation of condition from directions return to India on or before 06.04.2026 as per order below Exh. 6 dated 01.01.2026 and extending the period to 9 months.

2. Perused the application and say Exh. 17. Heard Adv. S. S. Tharval for applicant and APP Shri. A. A. Fansekar.

3. Ld. Counsel for the applicant submitted that the accused is working as seaman in Gulf Energy Meritime Pvt. Ltd. Company. This Court has permitted him to travel abroad with condition that he should return to India on or before 06.04.2026. However, he has boarded in Commercial ship. Such ships would not come to ground for six-six months together. His work agreement is for 9 months. Therefore, it is necessary to extend the period of three months by time of 9 months so that he can travel as per agreement and return to India for facing the trial.

4. The application is vehemently opposed by the Ld. PP by filing say at Exh. 17 and submitted that in the application itself the period of 3 months was sought. There are serious

allegations against the applicant. The period of 9 months is too huge and if the same may be granted, there is possibility of hampering the prosecution case. Hence, the application may be rejected.

5. If the previous application Exh. 6 would be perused, there was prayer for permission to travel abroad for the period of 3 months only which was granted considering the bonafide need of the applicant of earning his livelihood. However, now the applicant is seeking extension of said period by 6 months which would result into total permission of 9 months. In fact, the applicant was required to be vigilant while making application itself.

6. However, on perusal of agreement it appears that the period of contractual service is of 9 months. Certainly such extension of 6 months could not be granted without proper and sufficient reasons. The applicant was required to put all the things before Court while arguing the application below Exh. 6. However, there is another submission on record that the Ship would not anchored for a period of 6 months together. In such circumstances, he may required some more time to return India. In my view, a further extension of 3 months may suffice periods.

7. The aspect about deep roots in the society, landed property of the applicant in India and possibility of returning in India has already been considered while deciding the application Exh. 6. Hence, no further conditions would be required for grant such extension. However, considering extension period of time a condition of furnish additional deposit of Rs. 50,000/- towards

security amount. The amount be deposited on or before 6th April 2026. Hence, I pass following order.

ORDER

1] The application Exh. 16 is hereby partly allowed by extending the period of further 3 months.

A) He shall furnish one or two sureties aggregating an amount of Rs.50,000/- and he shall deposit an amount of Rs.50,000/- in this court before 06.04.2026

B) He shall also furnish fresh undertaking that he would return to India on or before 06.07.2026.

2] The application stands disposed off in above terms.

Date- 23.03.2026.

(V. Y. Jadhav)
Sessions Judge, Ratnagiri.