

ORDER BELOW EXH. 18 IN SESSION CASE NO. 33/2023

The State of Maharashtra	Prosecution
<i>Versus</i>	
Tauseef Inayat Mulla	Accused

1. This is application filed by the accused/applicant for getting permission to go to abroad for his job.

2. Accused is facing trial for the offence punishable under Section 353, 323 of Indian Penal Code. Accused is seafarer. He has go to work on ship for months together to earn his livelihood and support his family. In this case, some formalities remained to be completed. But as stated by his advocate before the Court, he came and completed those formalities. This case is of 2023. In this case, charge is already framed. Some time will be required in this case for beginning and conclusion of trial. His family resides at Ratnagiri. Thus, his permanent place of residence is Ratnagiri, Maharashtra. He sought permission to go as a seafarer on ship sailing abroad. In this application itself he has stated that if the trial commences in this case he will not challenge his identity and if during his voyage trial reaches upto recording his statement under Section 313 of Cr.P.C., then he will remain present for recording that

statement. Under these circumstances, he deserves to get permission to go to abroad as a seafarer subject to an undertaking mentioned below. Hence, I pass following order.

O R D E R

1. Application is allowed conditionally.
2. Applicant is permitted to go to abroad as seafarer from 30.10.2024 till 30.09.2025.
3. His advocate and one family member shall regularly and punctually attend the dates of this case.
4. He shall take due care that his absence from India will not create any hurdle in completing the trial of this case.
5. During evidence his identity shall not be challenged.
6. He shall remain present before this Court as and when directed.

Date : 24.10.2024.

(S. S. Gosavi)
Sessions Judge, Ratnagiri.