

(Order below Exh. 4 in Spl. Case (ACB) No. 2/2018)

As I am passing this order just below and adjoining to this application, I need not reproduce contents of the application.

2. To this application, contested say is filed by the learned APP *vide* Exh. 6 wherein he objected to give permission to issue passport to the present applicant accused Balasaheb Nakate.

3. Perused the application and the say. Heard the learned advocates appearing in this case.

4. Merely by issuing passport as per the Rules to the applicant accused Balasaheb Nakate, no harm or prejudice is likely to be caused to the prosecution. Merely by getting the passport, it can not be presumed at this moment that, the accused would abscond. If at all the accused applicant gets passport as per the Rules and then, if at all he prays to travel abroad, then, necessary precautions to secure his presence can very well be taken.

5. Thus, merely on hypothetical grounds, issuance of passport can not be denied. Hence, this application deserves to be allowed. I proceed to pass following order.

ORDER

1. This application Exh. 4 is hereby allowed.
2. The passport authority may issue passport to the present applicant accused Balasaheb Pandurang Nakate, if he otherwise deserves, as per the provisions of existing law.

Date : 21.08.2018.

(Chakor Shrikrishna Baviskar)
Special Judge, Pandharpur.

CERTIFICATE

I affirm that, the contents of this PDF file order is same word to word as per the original order.

- a) Name of the Stenographer : A. K.B. Shaikh. (Jr.Clerk)
- b) Court : District Judge 3, Pandharpur.
- c) Order signed by P. O. : 21.08.2018.
- d) Order uploaded on : 24.08.2018.