

MHST070032272020

**ORDER BELOW EXH. 36 IN R.C.C. NO. 294/2020**

State Vs. Sharadchandra Nivrutti Patil + 2
(Passed on 11.08.2026)

The accused no. 2 Saiprasad Sharadchandra Patil, R/o. Adishakti Building, Neharunagar, near Banpurkar colony, Karad, Tal. Karad, Dist - Satara, made the application to grant of no objection for issuance of passport with validity for 10 years. Perused the application and say. Heard both the parties.

2. On perusal of application, it manifests that, the applicant only want to issue the passport with validity for 10 years for proposed journey beyond the territory of India. In view of contents of the application, the applicant has local residence and properties situated within the jurisdiction of this Court. Mere, the pendency of the proceeding does not extinguish the rights secured by the Constitutional of India, 1950. Therefore, for mere applying for issuance of passport, the pendency of proceeding shall not the hindrance. In support of contentions as to validity period of 10 years the accused relied upon the observations made by the Honorable Bombay High Court in the case of

Capt. Amol Vasant Kelkar Vs. Union of India and others in Criminal Writ Petition NO. 234 of 2020 and **Narendra K. Ambwani Vs. Union of India and others** Writ Petition no. 361/2014. The facts discussed therein applies to the present application. Hence, I pass following order -

ORDER

1. The application (Exh. 36) is allowed.
2. The applicant/ accused no. 2 Saiprasad Sharadchandra Patil, R/o. Adishakti Building, Neharunagar, near Banpurkar colony, Karad, Tal. Karad, Dist -Satara, is accorded No Objection Certificate for applying for the passport with validity of 10 years.
3. It is clarified that the no objection is restricted for applying for issuance of passport. The accused shall intimate about schedule of journey, if so ascertain on issuance of passport, so as to the present proceeding shall not be hampered by his absence.
4. The application (Exh. 36) is disposed of accordingly.

Place :Karad.

(Sudhir M. Bomidwar)

Date :11.08.2026.

Judicial Magistrate (First Class),

Karad.