

SESSION CASE NO. 362/2026

ORDER BELOW EXH.42.

(State of Maharashtra V/s. Afaal Ahmad Gulam Mustafa Ansari)

1] This is an application filed by the applicant/Accused No. 1 Afaal Ahmad Gulam Mustafa Ansari, seeking permission for the reissuance of his passport.

2] Learned counsel for the applicant/Accused No. 1 submitted that, in the present case, the applicant is arrayed as Accused No. 1 for offences punishable under Sections 304(2) and 404 of the Indian Penal Code. It is further submitted that the applicant intends to go for Hajj pilgrimage to Mecca, Saudi Arabia. He was holding Passport No. J3405101, which was valid up to 19/12/2020. The applicant has applied for re issuance of his passport with the Passport Authority; however, a No Objection Certificate from this Court is required. Hence, the present application.

3] The Investigating Officer and the learned APP for the State have strongly opposed the application on the ground that the matter has been pending since 2016 and the charge-sheet has not yet been filed. If the application is allowed, the possibility of the applicant absconding cannot be ruled out.

4] In the present case, the trial has not yet commenced. The applicant's absence should not hinder the trial, and he shall remain present as and when required by the Court. The applicant intends to go to Hajj pilgrimage for a religious purpose. There appears to be no impediment in granting a No Objection Certificate for the re issuance of his passport. Accordingly, the following order is passed:

ORDER

- 1] The application (Exh. 42) is allowed.
- 2] This Court has no objection to the re issuance of the applicant's passport.
- 3] Inform the concerned Authority accordingly.

Date: - 16/05/2026

(S.S. Nair)
Addl. Sessions Judge,
Pimpri-Chinchwad, Pune.

CERTIFICATE

I affirm that, the contents of the P. D. F. file order/ judgment are same word to word as per original order/judgment.

Court Name : Smt. S.S. Nair
Addl Sessions Judge
Pimpri-Chinchwad, Pune

Name of Steno : Smt. Gadkari

Date of order/judgment : 16.05.2026

Order/judgment signed by P. O. on : 16.05.2026

Date of PDF & Order/Judgment uploaded on : 16.05.2026