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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CRL.A. 794/2016**

THE STATE (NCT OF DELHI)

..... Appellant

Through: Mr. Ashish Dutta, APP for State with
SI Pankaj, PS-Jafrabad.

versus

VIKAS CHOUDHARY & ORS

..... Respondents

Through: Mr. Vishal Kumar, Advocate for
Applicant.

CORAM:

HON'BLE MR. JUSTICE SIDDHARTH MRIDUL

HON'BLE MR. JUSTICE I.S.MEHTA

ORDER

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16.12.2019

CRL.M.A. 42169/2019 (for releasing of passport)

The present application has been instituted on behalf of the Mr. Mukesh Choudhary S/o Mr. Dharam Pal, the respondent in the present appeal, and prays for release of his passport, bearing No. H7186804, on the ground that he needs to renew the validity of the same as it has expired on 12th October, 2019.

Upon verification a status report dated 12th December, 2019 authored by Inspector Lekh Raj Singh, Station House Officer, PS-Jafrabad, Delhi has been handed over in Court today and the same is taken on record.

A perusal of the said report reflects that Mr. Mukesh Kumar, the applicant was directed to deposit his passport by the learned Trial Judge in the proceedings pending before it and the same is appended to the Trial



Court Record at Page No. 1599 as document No. 687-A. It is further observed that it is a verified position that the said passport bearing No. H7186804 standing in the name of Mr. Mukesh Kumar issued by Regional Passport Office, New Delhi, has expired on 12th October, 2019.

In view of the foregoing, the present application is allowed to the extent that, the passport which is annexed as document No. 687-A at page No. 1599 with the TCR be de-sealed and handed over to the applicant Mr. Mukesh Kumar so as to enable the latter to get the same renewed/re-validated, in accordance with law.

The above direction is subject, however to the applicant Mr. Mukesh Kumar surrendering the renewed passport, if any, to the Registrar General of this Court, immediately, upon receipt thereof from the Passport Authority and a further undertaking that, he will not travel with the support of that passport without prior permission of this Court, during the pendency of the appeal.

Directed accordingly.

With the above directions, the present application is disposed of accordingly.

A copy of this order be given *dasti* under the signature of Court Master to the counsel for the parties.

SIDDHARTH MRIDUL, J

I.S.MEHTA, J

DECEMBER 16, 2019
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