

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Criminal Appeal No. 131/2011

1. Aslam Chisti S/o Nasim Niyazi
 2. Mustkin S/o Nasim Niyazi
 3. Asif S/o Nasim Niyazi
 4. Sagir S/o Majhar
 5. Javed S/o Majid
 6. Shamim Chisti S/o Nasim Miya
- All B/c Musalman R/o Khadim Mohalla, Ajmer.
At present in Central Jail, Ajmer.

-----Appellants

Versus

State Of Rajasthan Through Pp

-----Respondent

For Appellant(s) : Mr. Ravikasliwal and
Mr. Jaswant Singh Rathore for
Mr. A.K. Gupta

For State : Mr. R.R. Singh Rathore, P.P.

HON'BLE MR. JUSTICE PANKAJ BHANDARI

Order

04/12/2018

1. Petitioner has moved an application (77834/04/10/2018) seeking further direction to the Passport Office for issuing passport for the year 2018 to 2020 for going to Makka-Madina for Ziyarat and Dubai for the religious purposes.

2. It is contended by counsel for the petitioner that the High Court vide order dated 05.07.2017, allowed the application of the petitioner and permitted the petitioner to obtain visa/passport for the period commencing from March, 2017 to 31.03.2020 for performing Ziyarat at Makka, Madina, Bangladesh and Dubai.

Petitioner after visiting Bangladesh surrendered his passport and now Passport Office needs further direction from the Court.

3. I have considered the contentions and have perused the order dated 05.07.2017.

4. Petitioner was permitted to go to religious places from March 2017 to 31.03.2020 for Ziyarat to Makka, Madina and Dubai but he has gone only to Bangladesh but erroneously he has surrendered the passport, though he was entitled to retain the same till he performed Ziyarat at Makka, Madina and Dubai.

5. Since he has already been permitted by the Court, I deem it proper to direct the Passport Office to re-issue the passport. If he is otherwise entitled for issuance of the same, with the condition that he would surrender the passport after performing Ziyarat at Makka, Madina and Dubai, otherwise, he has to surrender the passport on 31.03.2020.

6. Application (77834/04/10/2018) is accordingly disposed of.

(PANKAJ BHANDARI),J

Amit/18

