

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.295 OF 2014

IN

CRIMINAL APPEAL NO.577 of 2011

Gufran Habib Faruqui

.. Applicant

Versus

The State of Maharashtra

.. Respondent

Mr.Abdul K. Millwala, Advocate for the applicant.

Mr.V.B.Konde-Deshmukh, APP for the Respondent State.

CORAM : ABHAY M. THIPSAY, J.

DATED : 19th NOVEMBER 2015

P.C. :

1 The passport has been deposited with the Investigating Agency apparently as a condition on which bail came to be granted to the applicant. Moreover, the learned counsel for the applicant states that the applicant has no plans of departing from India, and that he wants the passport back only for the purpose of its renewal. The learned counsel also states that the applicant requires passport as a proof of his identity.

2 In my opinion, this is not a fit case where the passport should be returned to the applicant. It is clarified that in the event of the applicant intending to depart from India, he shall be at liberty to make an appropriate application before this Court giving all the relevant details and particulars, and in the event of

such an application being made and being allowed after considering the merits thereof, the passport shall be returned to him. Alternatively, the applicant may also seek expeditious disposal of the Appeal.

3 Subject to what has been stated above, the application is rejected.

(ABHAY M.THIPSAY, J)

CERTIFICATE

**Certified to be true and correct copy of the original
signed Judgment/Order.**