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

+ **W.P.(CRL) 1908/2025**

PROF NAZIM HUSAIN AL JAFRI

.....Petitioner

Through: Mr. Shadan Farasat, Sr. Adv. with Mr.
Harshit Anand, Adv.

versus

GOVERNMENT OF NCT OF DELHI & ORS.Respondents

Through: Mr. Anand Singh Khatri, ASC for
State/R-1 & 2 with ACP Ram Phool
Meena.
Ms. Arunima Dwivedi, CGSC for R-3
to 5.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **18.06.2025**

1. This hearing has been done through hybrid mode.
2. The present petition has been filed by the Petitioner- Prof. Nazim Husain Al Jafri under Article 226 of the Constitution of India read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, *inter alia*, seeking issuance of a Police Clearance Certificate (hereinafter, 'PCC') to the Petitioner in order to enable him to travel to Australia.
3. The case of the Petitioner is that he is a Professor of History at Jamia Millia Islamia University, New Delhi and has received an invitation for attending the 10th World Archaeological Congress at Darwin, Australia, which is commencing from 22nd June 2025.
4. The Respondent No.1- Government of National Capital Territory of



Delhi and Respondent No.2- Station House Officer, P.S Jamia Nagar have filed a counter affidavit dated 17th June 2025 stating that the only FIR against the Petitioner is under the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989, being FIR No. 249/2024 PS. Jamia Nagar, which has already been stayed by this Court *vide* order dated 15th January 2025 passed in ***CRL.M.C. 179/2025*** titled '***Prof Nazim Husain Al Jafri v. State of Govt. of NCT of Delhi & Ors.***'. The operative portion of the said order reads as under:-

"CRL.M.A. 971/2025

12. This is an application seeking stay of the proceedings arising out of F.I.R No. 249 of 2024 under Sections 3(1)(p)/3(1)(q) Sch. Castes and the Sch. Tribes (Prev. of Atro.) Act, 1989.

13. A perusal of the facts narrated in the F.I.R shows that there is no person named as a witness to the act of casteist slur made by the petitioner. The same is only in the supplementary statement of respondent No.2. The issue perhaps seems to be covered by the judgment of Ms. Gayatri @Apurna Singh (supra).

14. Till the next date of hearing, proceedings in F.I.R 249 of 2024 under Sections 3(1)(p)/3(1)(q) of the Sch. Castes and the Sch. Tribes (Prev. of Atro.) Act, 1989 and chargesheet filed under section 3(1)(r)/3(1)(s) of the Sch. Castes and the sch. Tribes (Prev. of Atro.) Act, 1989 registered at Police Station Jamia Nagar shall remain stayed."

5. The Passport Authorities have also filed a counter affidavit dated 18th June 2025 stating that in such cases, there is a standard format in which the PCC is issued.

6. The Petitioner has no objection if the PCC is issued in the said format as annexed with the counter affidavit filed by the Passport Authorities. The



said format which is annexed as Annexure R-2 in the counter affidavit filed by the Passport Authorities is reproduced hereunder:-

**GOVERNMENT OF INDIA
MINISTRY OF EXTERNAL AFFAIRS
REGIONAL PASSPORT OFFICE**

Hudcoo Trikot-III, Bhikaji Cama Place
R. K. Puram, New Delhi-110066.
Email id: rpo.delhi@mea.gov.in
Website: www.passportindia.gov.in

File No. XXXXXXXXXXXX

PCC Issuance Date : XX/XX/XXXX

Applicant's
photograph

POLICE CLEARANCE CERTIFICATE

It is certified that there is no adverse information against Mr. S/o
....., holder of Indian Passport No. issued at on
....., which would render him or her ineligible for 'EDUCATION RESEARCH
PURPOSES' for AUSTRALIA Country.

This PCC is not valid for any other purpose or country.

Note:

As per the Police Verification Report, Mr. s/o is facing trial in FIR No.
.....u/sPS..... However, proceedings in respect of said FIR has been
stayed by the Hon'ble High Court of

Stamp of the Office of Issue

Signature of Passport Authority

7. Considering the nature of the matter and the fact that there is only one FIR registered against the Petitioner, which has already been stayed by this Court, let the Petitioner be issued the PCC in terms of Annexure R-2 filed by the Passport Authorities by 11:00 am of 19th June 2025.



8. The petition is disposed of in the aforesaid terms. Pending applications, if any, are also disposed of.
9. *Dasti.*

PRATHIBA M. SINGH
(VACATION JUDGE)

JUNE 18, 2025
kk/ck