



W.P(MD)No.27782 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.11.2023

CORAM :

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

W.P(MD)No.27782 of 2023
and W.M.P.(MD)No.23888 of 2023

S.Kumar

... Petitioner

Vs.

1.The Assistant Director,
Bureau of Immigration,
Sector – I, BOI Hqrs,
East Block VIII, Sec – 1,
R.K.Puram, New Delhi – 110 066.

2.The Immigration Officer,
Bureau of Immigration,
Tiruchirappalli Airport.

3.The Superintendent of Police,
Pudukkottai District.

4.The Inspector of Police,
Karambakudi Police Station,
Pudukkottai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 1st respondent to remove LOC issued against the petitioner originated by the 3rd respondent vide LOC Suspect No.1847912, Originator's Ref.



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C.No.G1/34626/2018 dated 26.11.2018 of Karambakudi Police Station, Pudukkottai, in Crime No.98/2010 on the file of the 3rd and 4th respondents within a reasonable time as fixed by this Court.

For Petitioner : Mr.K.Kharikharadas
For Respondents : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

This writ petitioner filed this Writ Petition seeking direction to the the 1st respondent to remove LOC issued against the petitioner originated by the 3rd respondent vide LOC Suspect No.1847912, Originator's Ref. C.No.G1/34626/2018 dated 26.11.2018 of Karambakudi Police Station, Pudukkottai, in Crime No.98/2010 on the file of the 3rd and 4th respondents within a reasonable time as fixed by this Court.

2.Mr.R.M.Anbunithi, learned Additional Public Prosecutor takes notice for the respondents.

3.Heard both sides.

4.The petitioner was facing criminal prosecution in C.C.No.4 of



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2018 before the District Munsif cum Judicial Magistrate's Court, Alangudi. That ended in acquittal by the Judgment dated 14.02.2020.

Now the grievance of the petitioner is that though the above said criminal prosecution against the petitioner ended in acquittal in the yaear 2020 itself, the Lookout Circular that was issued against the petitioner is still pending with the concerned Authorities. Therefore, he is unable to go abroad for his job.

5.Since the case ended in acquittal, let the said Look Out Circular issued against the petitioner, originated by the 3rd respondent vide LOC Suspect No.1847912, Originator's Ref. C.No.G1/34626/2018 dated 26.11.2018 of Karambakudi Police Station, Pudukkottai, in Crime No.98 of 2010 be recalled. It is further made clear that the said Look Out Circular become unenforceable from the date of acquittal. On that ground, he shall be permitted to visit abroad.

6.Accordingly, this writ petition stands disposed of with the above said direction. Consequently, connected miscellaneous petition is closed.

23.11.2023



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NCC : Yes/No

Index : Yes/No

Internet : Yes/ No

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Note: Issue order copy on 24.11.2023.

To

1. The Assistant Director,
Bureau of Immigration,
Sector – I, BOI Hqrs,
East Block VIII, Sec – 1,
R.K.Puram, New Delhi – 110 066.
2. The Immigration Officer,
Bureau of Immigration,
Tiruchirappalli Airport.
3. The Superintendent of Police,
Pudukkottai District.
4. The Inspector of Police,
Karambakudi Police Station,
Pudukkottai District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN, J

TM

Order made in
W.P(MD)No.27782 of 2023

Dated : 23.11.2023