

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 12TH DAY OF MAY 2015/22ND VAISAKHA, 1937

WP(C).No. 10952 of 2015 (T)

PETITIONER(S) :-

RAJESH C. AGED 38 YEARS
S/O. CHANDRADAS, R.R. HOUSE, AANAAD PO
NEDUMANGAD, THIRUVANANTHAPURAM

BY ADV. SRI.SAJU.S.A

RESPONDENT(S) :-

1. GOVERNMENT OF INDIA
REPRESENTED BY THE SECRETARY, EXTERNAL AFFAIRS
NEW DELHI-110 011.
2. THE REGIONAL PASSPORT OFFICER,
PASSPORT OFFICE, KATHAMUKKU,
THIRUVANANTHAPURAM.

BY SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

jvt

WP(C).No. 10952 of 2015 (T)

APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXHIBIT P1: TRUE COPY OF RELEVANT EXTRACT OF PASSPORT OF THE
PETITIONER.

EXHIBIT P2: A RELEVANT EXTRACT OF S.S.L.C. BOOK OF THE
PETITIONER.

EXHIBIT P3: TRUE COPY OF THE ONLINE APPLICATION RECEIPT ISSUED OF
THE PETITIONER DATED 26.10.2013.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

A. MUHAMED MUSTAQUE, J.

W.P.(C) No.10952 of 2015

Dated this the 12th day of May 2015

J U D G M E N T

The petitioner is the holder of an Indian Passport and wants to correct his date of birth in the passport on account of difference in the age of more than seven years. Since the Passport Authorities have refused to receive the application, the petitioner approached this Court.

2. The issue is covered in favour of the petitioner in the light of the judgment of this Court in **Nizar and others v. Union of India** [2014 (4) KHC 558]. It is submitted that the Passport Authorities have power to receive the application even if difference is more than two years.

3. In that view of the matter, the petitioner's application shall be received by the 2nd respondent and to take appropriate decision, after satisfying the genuineness of the claim made by the petitioner, within a period of one month from the date of receipt of such application.

The writ petition is disposed of as above.

Sd/-
A. MUHAMED MUSTAQUE
JUDGE