

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 17TH DAY OF DECEMBER 2015/26TH AGRAHAYANA, 1937

WP(C).No. 36344 of 2015 (P)

PETITIONER :

**ABDUL GAFOOR, AGED 41 YEARS,
S/O. MUHAMMED KUTTY MUSALIAR, PALLISSERY HOUSE,
VALLIYORA, VENGARA, MALAPPURAM DISTRICT
PIN 676318**

**BY ADVS.SRI.G.HARIHARAN
SRI.PRAVEEN.H.**

RESPONDENTS :

- 1. UNION OF INDIA
MINISTRY OF EXTERNAL AFFAIRS, ADDRESS, ROOM NO 2021,
'A'WING, JAWAHARLAL NEHRU BHAWAN, 23-D
JANPATH, NEW DELHI-110011, REP BY ITS SECRETARY**
- 2. THE REGIONAL PASSPORT OFFICER,
INTERCITY ARCADE , DOWNHILL POST, MALAPPURAM 676519**
- 3. ATTACHE
OFFICE OF THE CONSULATE GENERAL OF INDIA, RIYADH
KINGDOM OF SAUDI ARABIA**

R1 TO R3 BY ADV. SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

bp

APPENDIX

PETITIONER(S)' EXHIBITS

- P1:- TRUE COPY OF THE RELEVANT PAGE OF THE PASSPORT BEARING
NO K 8730815 ISSUED BY THE REGIONAL ATTACHE OF THE INDIAN EMBASSY
RIYADH
- P2:- TRUE COPY OF THE FIRST PAGE OF SSLC BOOK ISSUED IN THE NAME OF
THE PETITIONER BOARD OF PUBLIC EXAMINATIONS, GOVT. OF KERALA,
ON 30/3/1990
- P3:- TRUE COPY OF THE RATION CARD NO 2055060317 DTD 6/5/2010 ISSUED BY
THE TALUK SUPPLY OFFICER, TIRURANGADI RELATED TO THE FAMILY OF
THE PETITIONER INCLUDING HIS FATHER , MOTHER BROTHERS, SISTERS
AND DAUGHTERS AND SONS OF HIS BROTHERS

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.A. TO JUDGE

bp

A.Muhamed Mustaque, J.

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W.P.(C) No.36344 of 2015

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Dated this the 17th day of December, 2015.

JUDGMENT

1. Petitioner is the holder of Passport. He seeks correction in date of birth and name.
2. With regard to the date of birth, since the difference is more than three years, it cannot be corrected without getting an order from the civil court (*Union of India v. Sunilkumar (2015 (3) K.L.T. 501*).

With regard to correction in name, learned Assistant Solicitor General submits that, since there is substantial change in name, petitioner has to surrender passport and apply for fresh passport with necessary supporting documents and affidavit.
3. In the facts and circumstances of the case, if the petitioner wants to correct his date of birth in the Passport, that shall be supported by the

order of the civil court and if he wants to correct the name in the Passport, he shall surrender his Passport and apply for a fresh one with necessary documents and affidavit.

Writ petition is disposed of as above.

Muhamed Mustaque, Judge.

sl.