

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 11.8.2015

CORAM

THE HONOURABLE MR.JUSTICE M.M. SUNDRESH

W.P.No.20505 of 2014 and
M.P.No.1 of 2014

Wyramuthu Chitravel

... Petitioner

- Vs -

- 1 Union of India
Rep by its Secretary
Ministry of Foreign
Affairs Patiala House Annex
Tilak Marg New Delhi 110 011
 - 2 High Commission of India
rep by Assistant Consular Officer
Kualalumpur Level 28
Menara 1 Mon t Kiara
No.1 Jalan Mon t Kiara 50480
Kualalumpur Malaysia
 - 3 The Regional Passport Officer
Chennai Region Royala Towers No.2 and 3
IV Floor Old No.785 New No.158 Anna Salai
Chennai 2
 - 4 Senior Immigration Officer
Bureau of Immigration Chennai
International
Airport Meenambakkam Chennai 27
- ... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue Writ of mandamus directing the respondents 2 and 4 to return the petitioners Original Passport having No. Z2110192 issued by the 2nd respondents Office on 1.6.2011 at Kualaumpur which is valid upto 31.5.2021 by recalling the LoC issued by the 2nd respondent in KUA/CONS/405/19/13 dt 26.9.2013 referred in the Certificate dt 17.7.2014 issued by the Senior Immigration Officer Bureau of Immigration Chennai International Airport Chennai the 4th respondent herein within a reasonable time.

For Petitioner : Mr.R.Neelakandan
For R1, 3 & 4 :M/s.G.Hema, ACGSC
For R2 : No appearance

ORDER

The writ petition is filed for the issuance of a writ of mandamus directing the respondents 2 and 4 to return the petitioners Original Passport having No. Z2110192 issued by the 2nd respondents Office on 1.6.2011 at Kualaumpur, which is valid upto 31.5.2021 by recalling the LoC issued by the 2nd respondent in KUA/CONS/405/19/13 dt 26.9.2013 referred in the Certificate dt 17.7.2014 issued by the Senior Immigration Officer, Bureau of Immigration, Chennai International Airport, Chennai the 4th respondent herein.

2. It is the specific case of the petitioner that he has not made any complaint about his passport missing. However, he was surprised to note that a Look Out Notice was issued against him on the ground that the petitioner has given a complaint that passport was missing. Resultantly, the petitioner's passport was impounded.

3. The learned counsel for the respondents submitted that the records would show that the petitioner made a request for re-issuance of new passport. Thereafter, on enquiry, petitioner's original passport has been taken away from him. The request made by the petitioner for returning the passport be considered, if the same is made in accordance with law.

4. Considering the submissions made, a direction is issued to the respondent No.3 to look into the grievance of the petitioner dated 22.7.2014 and take appropriate steps to return the passport taken away from him within a period of four weeks from the date of receipt of a copy of this order.

5. Writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

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Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

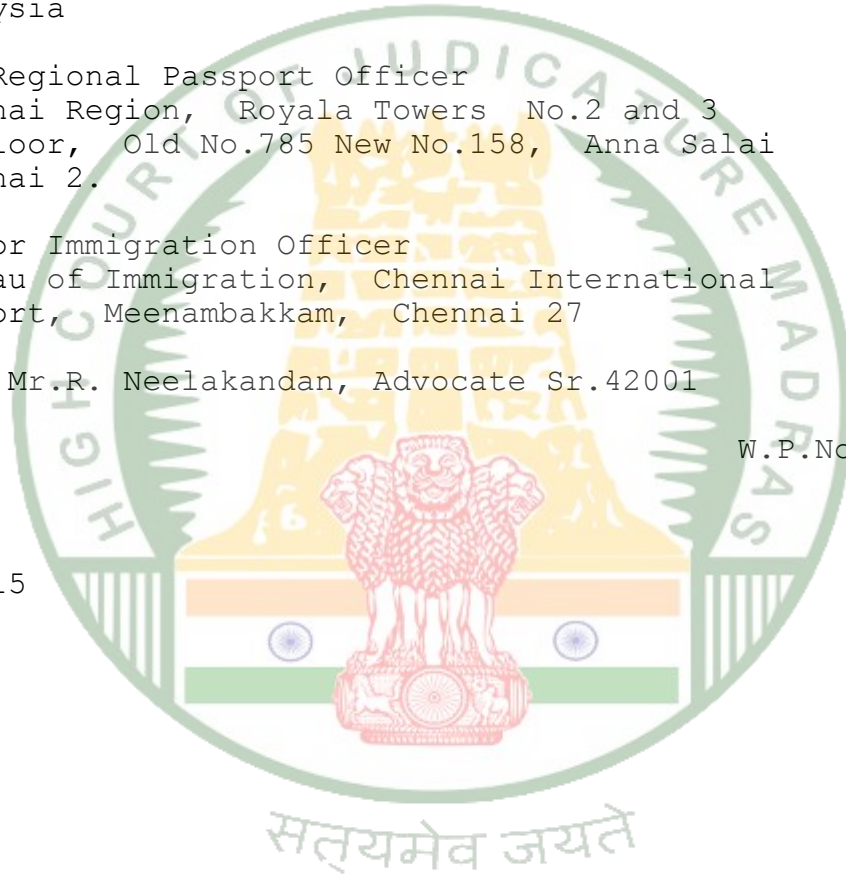
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To

- 1 The Secretary, Union of India
Ministry of Foreign
Affairs, Patiala House Annex, Tilak Marg
New Delhi 110 011
 - 2 Assistant Consular Officer
High Commission of India
Kualalumpur, Level 28, Menara 1 Mon't Kiara,
No.1, Jalan Mon't Kiara, 50480, Kualalumpur,
Malaysia
 - 3 The Regional Passport Officer
Chennai Region, Royala Towers No.2 and 3
IV Floor, Old No.785 New No.158, Anna Salai
Chennai 2.
 - 4 Senior Immigration Officer
Bureau of Immigration, Chennai International
Airport, Meenambakkam, Chennai 27
- + 1 cc to Mr.R. Neelakandan, Advocate Sr.42001

W.P.No. 20505 of 2014

CTK(CO)
Eu 25.08.15



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