

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13-07-2015

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THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

WRIT PETITION No.21483 of 2014

and

M.P.No.1 of 2014

Ritesh Kumar Solanki

.. Petitioner

vs

1.Regional Passport Officer
Office of the Regional Passport Office
No.1, Bhanumathi Ramakrishna Road
Saligramam, Chennai 600 093

2.Regional Passport Officer
Regional Passport Office,
Bangalore
8th Block, 80 Feet Road
Koramangalam
Bangalore 560 095
Karnataka

3.Regional Passport Officer
Office of the Regional Passport Office
Royala Towers
No.2 and 3, 4th Floor
Old No.785, New No.158,
Anna Salai, Chennai 600 002

4.Chief Passport Officer
Office of the Chief Passport Office
Room No.8, Patiala House
Tilak Marg, New Delhi 110 001

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the respondent to re-issue the passport in File No.MA1071972266713 of the petitioner.

For Petitioner : Mr.R.Priyakumar

For Respondents : No appearance

ORDER

The petitioner would state that he was originally residing at Door No.67, 2nd Cross I Floor, 8th Main, Central Excise Layout, Vijayanagar, Bangalore and was carrying on the business of export and import along with his brother, and while he was residing there, applied for passport and was granted passport bearing No.F0725650, with a validity of 10 years from 28.10.2004 to 27.10.2014, and he later on, shifted to Chennai to manage the business and applied for

change of address and for reissue of passport and his application was accepted vide File No.MA1071972266713 and however, he has not been reissued with the passport with the change of address and on enquiry, came to know that with regard to his involvement in a Custom's case, there is some problem in acceding to his request. The petitioner would further state that the issue related to mis-declaration of goods, wherein, he signed the document viz. Bill of Lading, on the belief of one person, and after investigation, the Appellate Authority held that the main abettor and habitual offender was one Rajesh Ballar and penalty amount imposed on the petitioner, was also reduced and hence, there cannot be any impediment to consider the request made by the petitioner.

2.The matter was listed for admission on 11.8.2014, and on that day, Mr.N.Ramesh, learned Standing Counsel, accepted notice on behalf of the respondents, and sought time to get instructions and thereafter, the matter has been adjourned twice.

3.The matter is listed today. It was called in the morning and there was no representation on behalf of the respondents and it was passed over. It is called in the afternoon, and again, there is no representation on behalf of the respondents.

4.The learned Counsel appearing for the petitioner, would submit that pendency of the writ petition, the petitioner submitted a representation dated 10.6.2015, to the third respondent praying for re-issuance of passport with the address at Chennai and the said representation has not been disposed of.

5.This Court, in the light of the above facts and circumstances and without going into the merits of the claim projected by the petitioner, directs the third respondent to consider and dispose of the petitioner's representation dated 10.6.2015, in accordance with law, within a period of four weeks from the date of receipt of a copy of this order, and communicate the decision taken, to the petitioner. The writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

True Copy

Sub Assistant Registrar

nsv

To:

1.The Regional Passport Officer
Office of the Regional Passport Office
No.1, Bhanumathi Ramakrishna Road
Saligramam, Chennai 600 093

2.The Regional Passport Officer
Regional Passport Office,
Bangalore

<https://hcservices.ecourts.gov.in/hcservices/>

8th Block, 80 Feet Road
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3.The Regional Passport Officer
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Tilak Marg, New Delhi 110 001

+1 cc to Ms.R.priyakumar, Advocate,Sr.35350.

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krd 16/7

W.P.No.21483 of 2014



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