



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 23.02.2017
CORAM
THE HONOURABLE MR.JUSTICE K.RAVICHANDRA BAABU
W.P(MD)No.5552 of 2015

WEB COPY

P.MURUGESAN

.. Petitioner

vs.

- 1.The Passport Officer,
Regional Passport Office,
Bharathi Ula Road,
Near Lotus Tank,
Madurai - 625007
- 2.The Commissioner of police,
Office of the Commissioner of Police,
Tirunelveli City,
Tirunelveli.
- 3.The Inspector of Police,
Tirunelveli Town Police Station,
Tirunelveli.

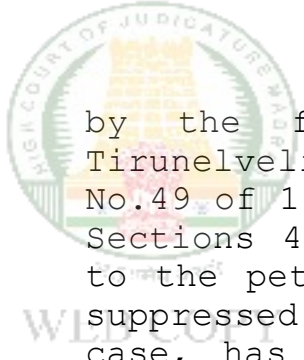
... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the 1st respondent to forward the petitioner's passport application to the 3rd respondent to file a proper police verification report before the respondent no-1 in file no.MD2071632739312 with in time framed fixed by this Court by considering the petitioner's representation dated 13.02.2015.

For Petitioner : Mr.S.M.Jinnah
For R1 : C.Nandhagopal
For R2 to R3 : Mr.C.Selvaraj
Special government Pleader

O R D E R

Though this writ petition is filed seeking for a Mandamus directing the first respondent to forward the petitioner's passport application to the third respondent to file a proper police verification report for the purpose of issuance of passport, it is seen from the counter affidavit filed by the first respondent that already an adverse police report has been received



by the first respondent from the Commissioner of Police, Tirunelveli City stating that the petitioner has involved in crime No.49 of 1999 on the file of Tirunelveli Town Police Station under Sections 498(A) and 304(B) of IPC and a show cause notice issued to the petitioner calling upon him to explain as to why he has suppressed the information regarding the pendency of criminal case, has not been answered so far. Therefore, it is for the petitioner to reply to the show cause notice and explain the queries raised by the first respondent. Without doing so, the petitioner cannot seek for issuance of passport.

2. Therefore, this writ petition is disposed of by giving liberty to the petitioner to give explanation to the show cause notice, dated 05.10.2001, within a period of four weeks from the date of receipt of a copy of this order. On receipt of such explanation, the first respondent shall decide the application filed by the petitioner on its own merits and in accordance with law, within a period of eight weeks, thereafter. No costs.

Sd/-
Assistant Registrar(RTI)

/True Copy/

Sub Assistant Registrar

To,

1. The Passport Officer,
Regional Passport Office,
Bharathi Ula Road,
Near Lotus Tank,
Madurai - 625007.
2. The Commissioner of police,
Office of the Commissioner of Police,
Tirunelveli City,
Tirunelveli.
3. The Inspector of Police,
Tirunelveli Town Police Station,
Tirunelveli.

+1cc to SPECIAL GOVERNMENT PLEADER in SR. No.10492

SKN
JS/SKN/RSK/9.03.2017/2P-5C

W.P (MD) No.5552 of 2015
23.02.2017