



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATE: 07.02.2018

CORAM

THE HONOURABLE MR. JUSTICE V. BHARATHIDASAN

W.P. (MD) .No.986 of 2018

M.Vijayaram

... Petitioner

-Vs-

The Regional Passport Officer (Madurai),
Ministry of External Affairs,
Government of India,
Bharathi Ula Veethi,
Race Course Road,
Madurai 625 002.

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus directing the respondent to issue passport based on the petitioner's application, dated 16.11.2017 within the time as stipulated by this Court.

For Petitioner : Mr.S.Karthick Subramanian

For Respondent : Mr.C.Nandagopal
Standing counsel

O R D E R

The writ petition has been filed seeking for a direction to the respondent to issue passport, based on the petitioner's application, dated 16.11.2017.

2. According to the petitioner, he has applied for the passport to the respondent on 16.11.2017 and the application is so far not considered on the ground that a criminal case is pending against the petitioner in C.C.No.21 of 2013 before the Special Court, Madurai. In the above circumstances, the present writ petition has been filed.

3. Admittedly, when a criminal case is pending, the petitioner is not entitled to the passport, in view of the bar under Section 6 (2) (f) of the Passport Act. If at all the petitioner wants to travel abroad, he has to approach the concerned trial Court and file an application seeking permission to travel abroad and if any permission is granted by the trial Court, then it is open to the



petitioner to apply before the Passport authority. In such circumstances, the relief sought for by the petitioner cannot be granted. Accordingly, the writ petition stands dismissed. No costs.

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Sd/-
Assistant Registrar(CSI)

Sub-Assistant Registrar

+One cc to Mr.S.Karthick Subramanian, Advocate, SR.No.47108

+One cc to Mr.C.Nandagopal, Advocate, SR.No.47531

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