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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.11.2019

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 3880 of 2018

Sh. Achyut Kumar Chandu Bhai Patel
S/o. Chandubhai Chhotabhai Patel
No.24, RUE La De Lauriston
Pondicherry – 605 001. ... Petitioner

Vs.

1. Union Territory of Pondicherry
   Rep by the Chief Secretary to Government (Home)
   Government of Puducherry
   Chief Secretariat, Goubert Avenue
   Beach Road
   Puducherry – 605 001.

2. The Under Secretary to Government (Home)
   Government of Puducherry
   Chief Secretariat, Goubert Avenue
   Beach Road
   Puducherry – 605 001.

3. The Under Secretary to Government
   Government of India / Bharat Sarkar
   Ministry of Home Affairs / Grih Mantralaya
   1st Floor, Majoy Dhyan Chand National Stadium
   India Gate, New Delhi – 110 002. ...Respondents

Petition filed under Article 226 of the Constitution of India, for issue of Writ of Certiorarified Mandamus, calling for records relating to a impugned communication vide No. 26015/0563/2015-IC.II dated 29.09.2017 sent by the Third Respondent to the Second Respondent and quash the same as highly illegal, unlawful, arbitrary, untenable, unreasonable and unconstitutional and same crystal clearly reveals non-application of mind and consequently direct the Third Respondent to grant Indian Citizenship to the Petitioner.

For Petitioner: Mr. Prakash Adiapadam

For Respondents: Mr. D. Ravichander (For R1 & R2)
Additional Government Pleader
(Puducherry)
Mr. T.V. Krishnamachari (For R3)
Central Government Standing Counsel

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O R D E R

The Third Respondent has filed a memo stating that since the Petitioner is the Citizen of Zambian, he could make an application for Indian Citizenship after completing 12 months continuous stay in India.

2. Learned Counsel for the Petitioner submits that the Petitioner had gone abroad and has returned to India only in June 2019 and after satisfying the requisite period of 12 months, he will make an application for Indian Citizenship.

3. Recording the said submissions, the Writ Petition is disposed. No costs.

Sd/-

Assistant Registrar (CS-III)

//True Copy//

Sub Assistant Registrar

maya/sni

To

1. The Chief Secretary to Government (Home)
Government of Puducherry
Chief Secretariat, Goubert Avenue
Beach Road
Puducherry - 605 001.

2. The Under Secretary to Government (Home)
Government of Puducherry
Chief Secretariat, Goubert Avenue
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Government of India / Bharat Sarkar
Ministry of Home Affairs / Grih Mantralaya
1st Floor, Majoy Dhyan Chand National Stadium
India Gate, New Delhi - 110 002.

+1cc to Mr.M.Vaikunth, Advocate, S.R.No. 99285
+1cc to Mr.T.V.Krishnamachari, Advocate, S.R.No. 98666
+1cc to the Government Pleader, S.R.No. 99059

W.P. No. 3880 of 2018

GP(CO)
GN(03/01/2020)

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