

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.08.2019

CORAM

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

W.P. No. 16248 of 2019

and

WMP. No. 15946 of 2019

M.Ramchander Singh

... Petitioner

-Vs-

1.State Rep.by: Inspector of Police
CBI/SCB/Chennai
Rajaji Bhawan, Besant Nagar
Chennai 600 090.

2.The Regional Passport Officer
Regional Passport Office
Rayala Towers 2 & 3, IV Floor
New No.158, Anna Salai
Chennai 2.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the Second Respondent to renew the Petitioner's Passport vide application File No. MA2072158679919 dated 28.05.2019 and issue a Passport with a validity of 10 years.

For Petitioner : Mr. P.Solomon Francis

For Respondents : Mr. K.Srinivasan for R1 (CBI Cases)
Special Government Pleader
Mr.C.V.Ramachandramurthy, for R2

ORDER

The Petitioner is aggrieved by the refusal of the Second Respondent to issue passport to him on account of pendency of criminal proceedings against him in respect of certain offences alleged to have been committed by him.

2. When it is pointed out by the Learned Central Government Standing Counsel appearing for the Second Respondent that the Petitioner has to produce an order from the Criminal Court, where the proceedings are pending against him, permitting him to depart from India, while submitting his application for issuance of passport, relying on the notification No. G.S.R. 570 (E) dated 25.08.1993 issued by the Ministry of External Affairs, Government of India, in the exercise of powers under Section 22(a) of the Passports Act, 1967, Learned Counsel for the Petitioner seeks permission of this Court to withdraw the Writ

Petition with liberty to resort to that procedure and has made an endorsement to that effect, which is recorded.

3. Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty. Consequently, connected Miscellaneous Petition is also closed. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Inspector of Police
CBI/SCB/Chennai
Rajaji Bhawan, Besant Nagar
Chennai 600 090.

2.The Regional Passport Officer
Regional Passport Office
Rayala Towers 2 & 3, IV Floor
New No.158, Anna Salai
Chennai 2.

+1 cc to M/s.C.V.Ramachandramurthy, Advocate Sr.No. 73389
+1 cc to Mr.P.Solomon Francis, Advocate Sr.No.72543

AKM/05.09.19/2P-5C /

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सत्यमेव जयते

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