

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 21.11.2019
CORAM
THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU
W.P. No. 32712 of 2019

Santhosh

... Petitioner

Vs.

1. The Regional Passport Officer
Chennai Royala Towers Nos. 2&3
IV Floor, Old No. 785, New No. 158
Anna Salai, Chennai - 600 002
Tamil Nadu.
2. The Passport Officer
Passport Seva Kendra
C/o. Animal Husbandry Complex
Maraimalai Adigalar Salai
Puducherry.
3. The Superintendent of Police
Office of the Superintendent of Police
Cuddalore District
Cuddalore.
4. The Inspector of Police
Pudupet Police Station
Cuddalore.

... Respondents

Petition filed under Article 226 of the Constitution of India, for issue of Writ of Mandamus, directing the First Respondent herein to renew the Passport No. J0440366 and issue a normal valid Passport to the Petitioner, making it valid for a period of 10 years as contemplated under the Passport Rules, 1980.

For Petitioner : Mr. S. Kingston Jerold
For Respondents : Mr. N. Ramesh (For R1 & R2)
Central Government Standing Counsel
Mr. R. Venkatesh (For R3 & R4)
Government Advocate

O R D E R

The Petitioner is aggrieved by the refusal of the Respondents 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 First 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 Accordingly, the Writ Petition is dismissed as withdrawn granting such liberty. No costs.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

To

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+1 cc to Mr.N.ramesh Advocate sr98116

+1 cc to M/s.S.Kingston jerold Advocate sr97156

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