



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.03.2019

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) No.7039 of 2019

Jegatheesh

... Petitioner

Vs

1.The Regional Passport Officer,
Regional Passport Office,
Bharathi Ula Veethi,
Maduari - 625 002.

2.The Inspector of Police,
Mandaikadu Police Station,
Kanyakumari District.

... Respondents

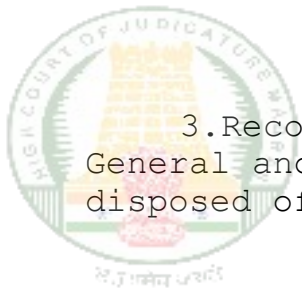
PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the 1st respondent to issue passport to the petitioner based on his application in file No.MD 2069771142716, on the file of the 1st respondent within a stipulated period.

For Petitioner : Mr.K.Rajeshwaran
For Respondents : Mr.V.Kathirvelu
Additional Solicitor General
Assisted by Mrs.Ragaventhri
Central Government Standing Counsel

ORDER

Heard the learned counsel appearing for the writ petitioner and the learned Additional Solicitor General appearing for the respondents.

2.The petitioner seeks issuance of passport. But then after submitting his application, he did not turn up for the interview and that was the only reason for closing his file. I am in agreement with the submission of learned Additional Solicitor General that the first respondent cannot be blamed for closing file of the petitioner and this is only on account of the non cooperation of the writ petitioner. The learned Additional Solicitor General submitted that the petitioner can submit a fresh application to the first respondent which would be definitely considered on merits and as expeditiously as possible. It is made clear that if any criminal case is pending against the petitioner at the FIR stage, it will not be a bar or impediment for issuance of passport.



3. Recording the submission of the learned Additional Solicitor General and clarifying the legal position, this Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar(cs-I)

/True Copy/

Sub Assistant Registrar(CS-IV)

To

1.The Regional Passport Officer,
Regional Passport Office,
Bharathi Ula Veethi,
Maduari - 625 002.

2.The Inspector of Police,
Mandaikadu Police Station,
Kanyakumari District.

+1cc to Mr.K.Rajeshwaran,Advocate, SR.No.57433

+1cc to Mr.Mrs.Ragaventhri,Advocate, SR.No.56792

+1cc to Special Government Pleader, SR.No.57118

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SP/28.03.2019/ 2P/6C