



WEB COPY

W.P.(MD)No.2980 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.12.2020

CORAM:

THE HONOURABLE MR.JUSTICE **ABDUL QUDDHOSE**

W.P. (MD)No.2980 of 2020

(Through the Video Conferencing)

A.Avul Hameed Yasin

... Petitioner

Vs

1.The Immigration Officer,
Trichy Airport, No.1 Williams Road,
Cantonment, Trichy City-620 001.

2.The Superintendent of Police,
Southern Zone, CBCID Head Office,
Pantheon Road, Egmore, Chennai-08.

3.The Inspector of Police,
CBCID, District Collectorate Campus,
Ramanathapuram District.

4.The Inspector of Police,
CBCID, Madurai Town,
(Transferred from Kenikarai Police Station),
Ramanathapuram District.
(Crime No.500 of 2010)

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, forbearing the first respondent from preventing the petitioner to travel abroad on the ground of mere pendency of the Criminal Appeal in CrI.A.(MD).No.423 of 2019 is pending before this Court within time stipulated by this Court.

For Petitioner : Mr.I.Pinaygash

For R-1 : Mr.K.Prabhu
Central Government Standing Counsel

For R-2 to R-4 : Mr.C.Ramesh
Special Government Pleader

ORDER

This Writ Petition has been filed for a Mandamus to forbear the first respondent from preventing the petitioner to travel abroad on the ground of mere pendency of the Criminal Appeal in CrI.A.(MD). No.423 of 2019 pending on the file of this Court.



2. Heard Mr.K.Prabhu, learned Central Government Standing Counsel for the first respondent and Mr.C.Ramesh, learned Special Government Pleader for the respondents 2 to 4.

3. Mr.K.Prabhu, learned Central Government Standing Counsel has placed before this Court a communication dated 07.12.2020 sent by the Bureau of Immigration, which reads as follows:-

"With regard to the subject cited above, it is humbly submitted that there is no Look Out Circular existing against the passport No.T2164352 in respect of Mr.A.Avul Hameed Yasin. As such, the Bureau of Immigration has no objection in granting arrival / departure clearance to the petitioner.

2. The Hon'ble High Court may be informed accordingly to dismiss the writ petition as devoid of merits and thus render justice."

4. Since the Bureau of Immigration has granted no objection for the petitioner to travel abroad, the relief sought by the petitioner in this Writ Petition has been achieved.

5. After recording the communication dated 07.12.2020 referred to supra, the Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar (Records)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

tsg

Note:In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the Advocate/litigant concerned.

To

1.The Superintendent of Police,
Southern Zone, CBCID Head Office,
Pantheon Road, Egmore, Chennai-08.



2.The Inspector of Police,
CBCID, District Collectorate Campus,
Ramanathapuram District.

3.The Inspector of Police,
CBCID, Madurai Town,
Madurai.

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MJ (CO)

NR (22/12/2020) 3P : 4C