



WEB COPY

W.P.No.34494 of 2022



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.12.2022

CORAM

THE HON'BLE MR. JUSTICE C. V. KARTHIKEYAN

Writ Petition No.34494 of 2022

and

W.M.P.No.33948 of 2022

Suresh Varadharajan

... Petitioner

Versus

1.Regional Passport Office,
Chennai Royala Towers,
No.2 and 3, IV Floor,
Old No.785, New No.158,
Anna Salai, Chennai – 600 002.

2.State of Tamil Nadu
Rep. by the Superintendent of Police, Kancheepuram
Thaiyar Kullam,
Kancheepuram – 631 501.

3.State of Tamil Nadu,
Rep. by the Superintendent of Police, Chengalpattu,
Collectorate Campus,
Chengalpattu – 603 001.

4.State of Tamil Nadu
Rep. by the Inspector of Police,
District Crime Branch,
Kancheepuram.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India
praying to issue a Writ of Certiorarified Mandamus to call for the records



W.P.No.34494 of 2022

and quash the Show Cause Notice vide letter Ref.No.SCN/313218875/22 dated 29.08.2022 passed by the 1st respondent and consequently, direct the 1st respondent to consider the application dated 31.05.2022 bearing File No.MA1074259804322 for reissue of passport to the petitioner.

For Petitioner : Mr.S.Manuraj
For R1 to R3 : Mr.M.Ramamorthy,
Central Government Standing Counsel
For R4 : Mrs.P.Rajarajeswari,
Government Advocate

ORDER

The Writ Petition has been filed in the nature of Certiorarified Mandamus seeking interference with a Show Cause Notice, dated 29.08.2022 issued by the 1st respondent/Regional Passport Office at Chennai and for a consequential direction to the said respondent to consider an application dated 31.05.2022 given by the petitioner for renewal of passport in File No.MA1074259804322.

2. The petitioner appears to have come to the adverse notice of the District Crime Branch at Kancheepuram, where a First Information Report was registered by the B-2, Vishnu Kanchi Police Station at Kancheepuram under Section 420 of the Indian Penal Code as against the petitioner



herein. Consequent to the investigation, and Final Report being filed, Calendar Case No.337/2015 was taken on file by the learned Judicial Magistrate No.2 at Chengalpattu.

3. The petitioner had filed Criminal Original Petition No.6889/2018, before this Court seeking to interfere with the further proceedings of the said Calendar Case.

4. By an order dated 26.10.2021, a learned Single Judge of this Court had quashed the further proceedings of the said Calendar Case. Thereafter, the Trial Court had also closed the Calendar Case consequent to the Criminal Original Petition being quashed by the High Court.

5. It is stated by the learned counsel for the petitioner that these facts had been stated before the 2nd, 3rd and 4th respondents. But passport has to be reissued only by the 1st respondent. Therefore, the petitioner will have to produce necessary records only before the 1st respondent.

6. The Show Cause Notice issued is interfered with to the limited



WEB COPY

W.P.No.34494 of 2022



extent that the 1st respondent may issue a fresh Show Cause Notice giving a fresh date for appearance of the petitioner. The petitioner may appear before the 1st respondent with all requisite details and impress upon the 1st respondent that as on date there are no criminal cases pending against him.

7. I am confident that if necessary records are produced, the 1st respondent would take an appropriate decision depending on the facts and circumstances of the case.

8. The Writ Petition stands disposed of with the above observations. No costs. Consequently, the connected miscellaneous petition stands closed.

23.12.2022
(1/2)

ssi

Index : Yes/No

Internet : Yes/No

To:

1.Regional Passport Office,
Chennai Royala Towers,
No.2 and 3, IV Floor,



Old No.785, New No.158,
Anna Salai, Chennai – 600 002.

WEB COPY

2.State of Tamil Nadu

Rep. by the Superintendent of Police, Kancheepuram
Thaiyar Kullam,
Kancheepuram – 631 501.

3.State of Tamil Nadu,

Rep. by the Superintendent of Police, Chengalpattu,
Collectorate Campus,
Chengalpattu – 603 001.

4.State of Tamil Nadu

Rep. by the Inspector of Police,
District Crime Branch,
Kancheepuram.

C. V. KARTHIKEYAN,J.

ssi



WEB COPY

W.P.No.34494 of 2022



W.P.No.34494 of 2022 and
W.M.P.Nos.33946 & 33948 of 2022

23.12.2022
(1/2)