



W.P(MD)No.15201 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.07.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.15201 of 2022

Nirmal Kumar

... Petitioner

Vs.

1.The Regional Passport Officer,
Regional Passport Office,
Bharathi Ula Veethi,
Race Course Road,
Madurai – 625 002.

2.The State,
Rep. by The Inspector of Police,
Kadupatty Police Station,
Madurai District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the 1st respondent to renew the petitioner's passport No.J9700392 vide Application No.MD1073726019121 dated 17.11.2021 by considering the petitioner's explanation dated 23.03.2022 within the time frame to be fixed by this Court.

For Petitioner : Mr.T.Palanisamy

For Respondents : Mrs.L.Victoria Gowri,
Central Govt. Standing Counsel for R1.
Mr.M.Sarangan,
Addl. Government Pleader for R2



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ORDER

Heard the learned counsel on either side.

2.The petitioner was holding an Indian passport. He seeks renewal of the same. Since the petitioner got involved in a criminal case, the first respondent did not process the petitioner's application. It is now stated by the learned Additional Government Pleader for the second respondent that the criminal case is pending only at the FIR stage. It has been held time and again that pendency of a criminal case at the FIR stage cannot be an impediment for processing the petitioner's request for issuance of passport. Therefore, the first respondent is directed to issue passport to the petitioner by considering the petition mentioned application subject to fulfilment of other formalities.

3.The writ petition is allowed accordingly. No costs.

14.07.2022

Index : Yes / No
Internet : Yes/ No
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To:

The Inspector of Police,
Kadupatty Police Station,
Madurai District.



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G.R.SWAMINATHAN, J.

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