



W.P.(MD)No.18458 of 2022

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.08.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.18458 of 2022

Britto

... Petitioner

Vs

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

2.The Superintendent of Police,
Kanyakumari District,
At Nagercoil.

3.The Inspector of Police,
Karungal Police Station,
Kanyakumari District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to direct the first respondent to issue passport against the petitioner's application vide file No.MD2074094113522 dated 04.04.2022.

For Petitioner : Mr.Narayanakumar K.P

For Respondents : Mr.L.Victoria Gowri
Additional Solicitor General of India for R.1



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Mr.M.Prakash
Additional Government Pleader for R.2 & R.3

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ORDER

Heard the learned counsel on either side.

2.The writ petitioner submitted an application to the first respondent seeking issuance of passport. 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.

16.08.2022

Index : Yes / No
Internet : Yes/ No
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To

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Race Course Road, Madurai.
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G.R.SWAMINATHAN, J.

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