

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.09.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.20897 of 2022

Sheik Abdulla

... Petitioner

Vs

1.The Regional Passport Officer,
Regional Passport Office,
Tiruchirappalli New Municipal Complex,
Thillainagar 7th cross,
Tiruchirappalli.

2.The Inspector of Police,
Aathanakkottai Police Station,
Pudukottai District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the first respondent to consider the petitioner's Passport Application No. TR1063795309521 dated 10.12.2021 and direct the first respondent to issue the passport to the petitioner, on the basis of the petitioner's representation, dated 30.08.2022 within the stipulated time by this Court.

For Petitioner : Mr.K.Baalasundharam

For Respondents : Mrs.L.Victoria Gowri
Assistant Solicitor General of India for R.1

Mr.R.Sivakumar
Government Advocate (Criminal Side)
for R.2

ORDER

Heard the learned counsel on either side.

2. The petitioner seeks issuance of passport.

3. When the matter was taken up for hearing, the learned Government Advocate (Criminal Side) appearing for the second respondent submitted that the petitioner was implicated in Crime No.102 of 2019 on the file of Athanakottai Police Station and absconding charge sheet has been filed before Judicial Magistrate, Kantharvakottai. The petitioner has to necessarily appear before the learned Judicial Magistrate, Kantharvakottai and get the warrant recalled. The petitioner is permitted to move the learned Judicial Magistrate, Kantharvakottai seeking the relief now sought for in the writ petition. As and when such Miscellaneous Petition is filed, the learned Judicial Magistrate, Kantharvakottai is directed to pass order on merits and in accordance with law within a period of three weeks thereafter. I make it clear that I have not gone into the merits of the matter.

4. With this liberty to the writ petitioner and direction to the learned Judicial Magistrate, Kantharvakottai this writ petition is disposed of. No costs.

02.09.2022

Index : Yes / No
Internet : Yes/ No
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To

- 1.The Regional Passport Officer,
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Thillainagar 7th cross,
Tiruchirappalli.
- 2.The Inspector of Police,
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G.R.SWAMINATHAN, J.

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