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W.P.(MD)NO.19465 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.10.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.19465 of 2023

Mahakavikalidash

... Petitioner

Vs.

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

2. The Inspector of Police,
Sayalkudi police station,
Ramanathapuram District.
(Crime No.100/2019)

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondents to allow the petitioner to travel abroad based on the VISA issued by Kuwait Government 17.07.2023 and in respect of the first respondent's notice in file number MD1086794592723 dated 01.07.2023 and pass any orders as this Court may deem fit and proper in the circumstances of this case.

For Petitioner : Mr.D.Balamuruganantham

For R-1 : Ms.B.Deepa,
Central Government
Standing counsel.



For R-2

: Mr.A.Albert James,
Government Advocate.

* * *

ORDER

Heard both sides.

2. The petitioner applied for issuance of passport. Since the petitioner is facing criminal case, the second respondent did not issue clearance certificate. It is seen that Crime No.100 of 2019 registered against the petitioner under Sections 279 and 337 IPC is still pending at FIR stage. This cannot operate as an impediment. Therefore, the first respondent shall process the petition-mentioned application and issue passport to the petitioner subject to fulfillment of the other usual formalities. This writ petition stands allowed.

No costs.

20.10.2023

NCC : Yes / No

Index : Yes / No

Internet : Yes/ No

PMU



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To:

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Bharathi Ula Veethi,
Race Course Road,
Madurai.
2. The Inspector of Police,
Sayalkudi police station,
Ramanathapuram District.



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G.R.SWAMINATHAN,J.

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