



W.P.No.37577 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated 16.12.2024

CORAM:

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

W.P.No.37577 of 2024

Vinoth

... Petitioner

Vs.

1. The Regional Passport Officer,
Office of the Regional Passport Office,
first floor, Corporation Commercial Complex,
Opp. Thandumariamman Koil, Avinashi Road,
Coimbatore 641 018.

2. The Inspector of Police,
Gobichettipalayam Police Station,
Erode 638 452.

... Respondents

Prayer: Writ petition filed under Article 226 of Constitution of India seeking for issuance of Writ of Mandamus, directing the respondent to consider the passport renewal application No.24-1011030611, dated 29.09.2024 submitted by the petitioner through online within a reasonable time and renew his passport No.H7386946.



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For Petitioner : Mr.N.Stalin

For Respondents : Mr.G.Baskaran,

Central Government Standing Counsel

for first respondent

Mr.L.Baskaran, Govt. Advocate (Crl.Side)

for second respondent

ORDER

The petitioner herein seeks a direction to the respondents to consider the passport renewal application No.24-1011030611, dated 29.09.2024.

2. It is the case of the petitioner that he applied for renewal of passport on 29.09.2024 and the same has not been considered by the respondents mainly on the ground that criminal case is pending against the petitioner. Therefore, the petitioner has come before this court.

3. Mr.G.Baskaran, learned Central Government Standing Counsel takes notice for the first respondent and Mr.L.Baskaran, learned Government Advocate (Crl.Side) takes notice for the second respondent.



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4. The learned Government Advocate (Crl.Side) appearing for the second respondent, on instructions, would submit that a criminal case is pending against the petitioner in C.C.No.534 of 2018 on the file of the Judicial Magistrate, Alandur, under Sections 279, 304 of IPC. Further he would submit that the above said case was posted to 30.01.2025 for recording evidence.

5. In view of the submission made by the learned Government Advocate (Crl.Side), a criminal proceedings is pending against the petitioner within the meaning of Section 6(2)(f) of the Passport Act. Therefore, it is for the petitioner to file appropriate application before the concerned court seeking permission to visit foreign country. If any such application is filed by the petitioner, the same shall be considered by the concerned court on its own merits, within a period of four weeks from the date of receipt of a copy of this order.

6. In case, the petitioner is permitted to visit foreign country by the concerned court, the certified copy of the said order shall be produced by the petitioner before the first respondent. On receipt of



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such order copy, the first respondent shall process the application filed by the petitioner for renewal of passport and pass final orders, within a period of six weeks from the date of receipt of the certified copy of the order.

7. With the above direction, this writ petition is disposed of.

There shall be no order as to costs.

16.12.2024

Index:Yes/No
Internet:Yes/No
mst

To

1. The Regional Passport Officer,
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Coimbatore 641 018.
2. The Inspector of Police,
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S.SOUNTHAR, J.

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