



W.P(MD)No.3523 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.03.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.3523 of 2024

A.Balasingh

... Petitioner

Vs.

1.The Regional Passport Officer,
Regional Passport Office,
Race Course Road,
Madurai – 2.

2.The Passport Granting / Issuing Officer,
Passport Seva Kendra,
No.13, South Bye Pass Road,
Xavier Colony,
Tirunelveli – 627 005.

3.The Inspector of Police,
Munnerpallam Police Station,
Tirunelveli District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondent No.1 to Issue the Passport to the Petitioner in Application File No.MD2066159112324 dated 12.01.2024 by considering the representation given by the petitioner dated 05.02.2024 within a time stipulated by this Court.



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For Petitioner : Mr.I.Pinaygash

For Respondents : Mr.P.Subbaiah,
Central Govt. Standing Counsel for R1 & R2.
Mr.Albert James,
Govt. Advocate (Crl. Side) for R3.

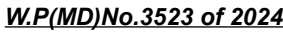
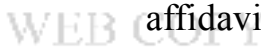
ORDER

Heard both sides.

2.The petitioner seeks issuance of passport. He has submitted an application before the jurisdictional passport officer. Apprehending that it may not be processed in view of his involvement in a criminal case, the present writ petition came to be filed.

3.When the matter was taken up for hearing, the learned Government Advocate (Crl. Side) submitted that the criminal case registered against the petitioner is pending at the FIR stage.

4.It is well settled that when the case is pending only at the FIR stage, there is no impediment for the Regional Passport Officer to grant relief.



6. Upon the passport authority being satisfied that such an undertaking affidavit has been filed before the jurisdictional police, the jurisdictional Regional Passport Officer shall process the petition-mentioned application and issue passport subject to fulfilment of the other usual formalities. This writ petition is allowed on these terms. No costs.

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

ias

To:-

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