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W.P.(MD)NO.11094 OF 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.06.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.11094 of 2024

Krishnamoorthi

... Petitioner

Vs.

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

2. The Inspector of Police,
Kundrakudi police station,
Sivagangai District.

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the first respondent to renewal of the petitioner's passport No.M2641678 based on the petitioner's file No.MD5076416314124 dated 25.03.2024.

For Petitioner : Mr.P.Aju Tagore

For R-1 : Mr.G.Vidhya Maheswaran

For R-2 : Mr.A.Albert James,
Government Advocate.

* * *



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ORDER

Heard both sides.

2. The petitioner seeks renewal of his passport.

3. When the matter was taken up for hearing, the learned Government Advocate submitted that the criminal case registered against the petitioner has culminated in C.C.No.638 of 2022 on the file of the Judicial Magistrate, Karaikudi. The learned counsel appearing for the petitioner points out that the major offence of that case is only Section 506(2) IPC and that the petitioner is figuring as A20.

4. In a case of this nature, issuance of passport need not be denied. The petitioner is given liberty to move the learned trial Magistrate, Karaikudi seeking the relief now sought for. As and when such a petition is filed, it shall be numbered immediately and allowed within a period of three weeks thereafter. It is open to the learned trial Magistrate to stipulate appropriate conditions. The validity of the petitioner's passport shall not be restricted.



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5. With this liberty to the petitioner to move the learned trial Magistrate and the aforesaid direction to the learned trial Magistrate, this writ petition stands allowed. No costs.

12.06.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
PMU

Note : 1. Registry to mark a copy of this order to the learned Judicial Magistrate, Karaikudi.

2. Issue order copy on 18.06.2024.

To:

1. The Passport Officer,
Regional Passport Office,
Bharathi Ula Veedhi,
Race Course Road, Madurai.
2. The Inspector of Police,
Kundrakudi police station,
Sivagangai District.

Copy to:

**The Judicial Magistrate,
Karaikudi.**



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G.R.SWAMINATHAN,J.

PMU

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