



W.P(MD)No.25346 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.10.2024

CORAM :

**THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR**

W.P(MD)No.25346 of 2024

Senthil Kumar

... Petitioner

Vs.

1.The Regional Passport Officer Madurai,  
Regional Passport Office, Race Course Road,  
Madurai-625 002.

2.The Inspector of Police,  
Tirunelveli Town Police Station,  
Tirunelveli.

3.The Inspector of Police,  
Melapalayam Police Station,  
Tirunelveli.

... Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 1<sup>st</sup> respondent to consider the petitioner's passport Application File No.MD2066813180524, dated 05.08.2024 and to issue fresh passport to the petitioner within the time limit that may be fixed by this Court.

For Petitioner : Mr.M.Gangatharan

For R1 : Mr.R.Senthil Kumar,

Standing Counsel





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This is because, if any adverse final report is filed and the same is also taken on file by the jurisdictional criminal court, it should be possible to serve summons on the petitioner with the available details. The petitioner shall give an undertaking that the prosecution initiated against him will not be stalled on account of his absence from India. He should undertake that summons can be served on him through E-mail/WhatsApp. If necessary, the petitioner will have to execute a special vakalat in future so that he can be represented by his counsel in the proceedings in terms of Section 205 of Cr.P.C.

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.

**24.10.2024**

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

*Yuva*



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**N.SATHISH KUMAR, J**

*Yuva*

To

- 1.The Inspector of Police,  
Tirunelveli Town Police Station,  
Tirunelveli.
- 2.The Inspector of Police,  
Melapalayam Police Station,  
Tirunelveli.

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