



W.P.No.6340 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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Dated: 24.02.2025

CORAM :

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.6340 of 2025

K.Elayaraja.

... Petitioner

/versus/

1. The Regional Passport Officer,
Regional Passport Office,
Plot NO.A5, Salai Road,
Shastri Road Junction,
Thillai Nagar, Thiruchirappalli - 620 017.

2. The Inspector of Police,
Valangaiman Police Station,
Thiruvarur.

... Respondents

Prayer: Writ Petition is filed under Article 226 of Constitution of India for the issuance of Writ of Mandamus, directing the 1st respondent to renew petitioner's passport bearing No.L6779865 by processing the online renewal passport application dated 25.01.2025 in file No.TR2077348844125.

For Petitioner : Mr.C.Harish
For Respondents : Ms.R.Durgarani, CGSC
for R1
: Mr.Dr.C.E.Pratap,
Government Advocate, (Crl.Side)



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for R2

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ORDER

The grievance of the petitioner is that the petitioner's application for renewal of passport is not being considered. Upon receipt of an adverse police report that the First Information report is pending in Crime No.1780/2020 on the file of the second respondent, the passport is not being renewed.

2. By the judgment of this Court in *Arumugam v. the Regional Passport Officer* [W.A.(MD).No.301/2018] and also the directions issued by the Government of India in this regard, the mere pendency of the First Information Report cannot be considered as a pendency of a criminal within a meaning of the Passport Act and as such, the petitioner's application deserves to be considered.

3. In view thereof, this writ petition is allowed on the following terms.

(i) The first respondent is directed to process the petitioner's application for renewal of passport, *vide* application No.TR2077348844125 and renew the passport, de hors the pendency of the aforesaid first information report.

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(ii) The above exercise shall be carried on within a period of 12 weeks from date of receipt of web copy of this order without waiting for the certified copy of this order.

There shall be no order as to costs.

24.02.2025

Neutral Citation : No.

bsm

To,

1. The Regional Passport Officer,
Regional Passport Office,
Plot No.A5, Salai Road,
Shastri Road Junction,
Thillai Nagar, Thiruchirappalli - 620 017.

2. The Inspector of Police,
Valangaiman Police Station,
Thiruvavarur.

3. The Government Pleader,
High Court, Madras.



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D.BHARATHA CHAKRAVARTHY, J.

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