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WP No. 9173 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21-07-2025

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

WP No. 9173 of 2025

Amsavalli

Petitioner(s)

Vs

1. The Regional Passport Officer
Old No. 785 New No 158
No. 2 and 3, IV Floor,
Chennai Royal Tower,
Annal Salai, Chennai.

2. The Inspector of Police
Virudachalam Police Station,
Cuddalore District.

3. The Inspector of Police
Neyveli Thermal Police Station,
Cuddalore District.

4. The Secretary to Government of India,
Ministry of External Affairs,
CPV Division, Shastri Bhavan,
Patiala House, Isil Building,
New Delhi. 110 001.

Respondent(s)

[R4 Suo Motu Impleaded as Per Order Dated 19.03.2025 in WP.No..9173/2025]



PRAYER Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the 1st respondent to reissue the passport to the petitioner by considering the petitioner's Passport Application ARN:24-2004943680 dated 22.10.2024, within a time may be fixed by this Court.

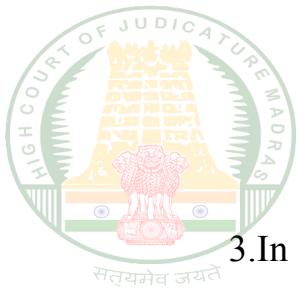
For Petitioner(s): Mr.K.Raveendran

For Respondent(s): Mr.D.Baskar
Central Government Counsel
for R1
Mr.V.Meganathan
Government Advocate for R2

ORDER

This writ petition has been filed for issue of writ of mandamus directing the 1st respondent to reissue/renewal the passport of the petitioner considering the application submitted by the petitioner on 22.10.2024.

2.The learned Government Advocate appearing on behalf of the 2nd and 3rd respondents submitted that an FIR came to be registered in Crime No.418 of 2022 by the 3rd respondent against the husband of the petitioner for offence under POCSO. The petitioner has also been added as an accused in this case.



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3. In the considered view of this Court, a mere registration of an FIR which is pending investigation, cannot be a ground to deny reissue/renewal of passport in favour of the petitioner. Therefore, there shall be a direction to the 1st respondent to act upon the application submitted by the petitioner on 22.10.2024 and renew/reissue the passport in the name of the petitioner, within a period of four weeks from the date of receipt of copy of this order. It goes without saying that if the petitioner wants to go out of the country, she has to necessarily take the permission of the Court, where the criminal case is pending, provided that the petitioner's name also form parts of the final report.

4. This writ petition is disposed of with the above directions. No Costs.

21-07-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

SSR



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