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WP CrI. No. 459 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 21-08-2025**

CORAM

**THE HONOURABLE MR JUSTICE M.S. RAMESH**

**AND**

**THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN**

**WP CrI. No. 459 of 2025**

1. R. Nishanthan

S/o. Rasalingam, Now residing at Sri  
Lankan tamil Refugee Camp, Central  
Prison Campus, Trichy-600020.

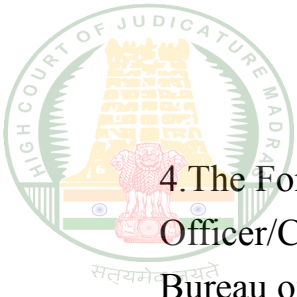
Petititioner(s)

Vs

1. The State of Tamil Nadu rep by its  
Secretary to Government  
Public(foreigners) Department,  
Secretariat, Chennai 600 009.

2.The Secretary to Government of India  
Ministry of Home Affairs, New Delhi-  
110001.

3.The Ministry of External Affairs  
rep by the Secretary to the Government,  
Government of India, New Delhi-  
110001.



4.The Foreigners Regional Registration  
Officer/Chennai

Bureau of Immigration (MHA),  
Government of India Shastri Bhavan  
Annexe, Chennai 600006.

5.The Secretary to Government  
Public (Foreigners-I) Department,  
Secretariat, Chennai 600 009.

6.The Superintendent of Police  
Q-Branch CID, Mylapore, Chennai-600  
004.

7.The District Collector  
Tiruchirapalli District, Tiruchirapalli-  
620020.

Respondent(s)

**PRAYER :** Writ Petition filed under Art.226 of the Constitution of India praying for issuance of Writ of Mandamus directing the respondents to consider the representation of the petitioner dated 20.05.2025 and deport the petitioner to Sri Lanka from the Special Camp, Tiruchirapalli, immediately.

For Petitioner(s): Mr. Pugalendhi

For Respondent(s): Mr.E.Raj Thilak  
APP for R1, R5, R6 and R7



## **ORDER**

**(Order of the Court was made by M.S.Ramesh J.)**

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Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondents 1, 5, 6 and 7.

2. The petitioner has filed this Writ Petition seeking for a direction to the respondents to consider the representation of the petitioner dated 20.05.2025 and deport the petitioner to Sri Lanka from the Special Camp, Tiruchirapalli, immediately.

3. It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon the respondents to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such, non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of Constitution of India and direct them



to consider the same within a stipulated time.

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4. Since the representation given by the petitioner date back to three months on 20.05.2025, it would be appropriate that the petitioner be granted liberty to give a fresh consolidated representation, with a consequential direction to the respondents herein, to consider the same.

5. In the light of the above observations, the petitioner is granted liberty to give a fresh representation to the respondents herein, ventilating his grievances. On receipt of the same, the respondents shall consider it on its own merits and pass appropriate orders in accordance with law, within a period of three months from the date of receipt of the representation. It is made clear that this Court has not expressed any of its views with regard to the merits of the claim made by the petitioner and that it is open to the concerned respondent to consider the same on its own merits.



6. With the above direction, the Writ Petition stands disposed of. No costs.

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[M.S.R.,J.]

[V.L.N.,J.]

21-08-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

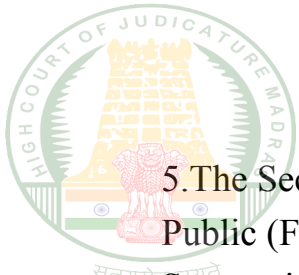
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**M.S.RAMESH J.**  
**AND**  
**V.LAKSHMINARAYANAN J.**

msr

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