



WEB COPY



W.P.Crl.No.1188 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.10.2025

CO R A M

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

AND

THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN

W.P.Crl.No.1188 of 2025

Nikisha Chowdhury
W/o.Shuvo Chowdhury
No.343/344, 6th Cross, 28th B Main Road,
BTM Layout, 2nd Stage, Bengaluru South,
Bengaluru, Karnataka State – 560 076.

... Petitioner

-VS-

1.The Principal Secretary,
Public (Foreigners – I) Department,
Secretariat, Fort St.George,
Chennai – 600 009 and 4 others

... Respondents

For Petitioner : Mrs.S.Vedavalli

For Respondents : Mr.A.Gokulakrishnan
Additional Public Prosecutor



W.P.Crl.No.1188 of 2025

ORDER

WEB COPY

N.SATHISH KUMAR, J.
AND
M.JOTHIRAMAN, J.

This Writ Petition has been filed challenging the order passed under Section 3 (2) (e) of the Foreigners Act, 1946. A Division Bench of this Court in *H.C.P.No.1608 of 2020 (Rajalakshmi vs. State of Tamil Nadu and others) decided on 08.10.2021* in paragraph no.21 has clearly held as follows:

“21. In view of the aforesaid discussion, we hold that a petition challenging an order passed by the State Government under Section 3(2)(e) of the Foreigners Act cannot be registered as a habeas corpus petition and at the most, be registered as a writ petition to be heard by a single Bench, as could be inferred from the Division Bench judgment of this Court in Karunairaj (supra).”

In such view of the matter, the Registry is directed to list this matter before the concerned Single Judge for hearing.

(N.S.K,J.,) (M.J.R,J.,)
28.10.2025



W.P.Crl.No.1188 of 2025

WEB COPY

To

- 1.The Principal Secretary,
Public (Foreigners - I) Department,
Secretariat, Fort St.George,
Chennai-600 009.
- 2.The District Collector and Camp Officer,
Special Camp for Foreigners,
Central Prison Campus,
Tiruchirappalli-620 001.
- 3.The Inspector of Police,
Central Crime Branch,
Egmore, Chennai-600 008.
- 4.The Sub Inspector of Police,
Central Crime Branch - I, Alpha-V,
Greater Chennai Police,
Vepery, Chennai-600 007.
- 5.The Foreigners Regional Registration Officer,
Bureau of Immigration,
Shastri Bhavan Annexure,
No.26, Haddows Road, Nungambakkam,
Chennai-600 006.
- 6.The Public Prosecutor,
High Court, Madras.



WEB COPY



W.P.Crl.No.1188 of 2025

N.SATHISH KUMAR, J.
and
M.JOTHIRAMAN, J.

nsd

W.P.Crl.No.1188 of 2025



WEB COPY



W.P.Crl.No.1188 of 2025

28.10.2025