



WEB COPY

WP No. 5139 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-02-2026

CORAM

THE HON'BLE MS. JUSTICE P.T. ASHA

WP No. 5139 of 2026

S.Sathyamoorthy
S/o Santhirakasu,
No 410 Main Road, perampattur,
Vellampadugai, Cuddalore 608 401

..Petitioner(s)

Vs

1. The Regional Passport officer
Rayala Towers, No 2 and 3, IV Floor,
Old no 785, New No 158, Anna Salai,
Chennai 600 002.
2. The Sub Inspector Of Police,
Annamalainagar Police Station, Cuddalore.

(R2 Suo Motu impleaded vide order dated
17.02.2026 made in WP.5139/2026 by PTAJ)

..Respondent(s)

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the Respondent to pass orders on petitioner passport Application in Reference No 25-1065223064 dated 07.11.2025 with File No. MAH065929561625 dated 14.11.2025, taking into consideration the fact that I have not been convicted by any Court in India and that no proceedings in respect of any offence is pending against petitioner before a criminal court in India.

For Petitioner(s): Mr.P. Rajendran

For Respondent(s): M/s. S. Shalini, CGSC for R1
Mr.L.Baskaran Govt.advocate (crl.side) For R2

**ORDER**

The petitioner has filed the above writ petition seeking a mandamus to the respondents to consider his representation dated 14.11.2025 for renewal of his passport vide Application No.MAH065929561625.

2. It is the case of the petitioner that he applied for issuance of passport on 07.11.2025 before the office of the first respondent. On receipt of the said application, the first respondent, vide letter dated 22.11.2025, informed the petitioner that an adverse police verification report had been received from Annamalai Nagar Police Station in respect of the petitioner in Crime No.1102 of 2020.

3. The petitioner would submit that the FIR has been registered against him for allegations that he illegally transported two bags of river sand. He would further submit that even though FIR was registered on 01.09.2020, no further investigation was carried out. He would also submit that, as on date, no charge sheet has been filed and no summons has been served on him. The petitioner thereafter submitted a representation to the first respondent seeking issuance of his passport. However, no action has been taken on the said representation to date. Therefore, the petitioner is



before this Court.

4. Heard the submissions of the counsels and this Court also perused the records.

5. In view of the above, the first respondent is directed to take note of the fact that only an FIR was registered in the year 2020, but no charge sheet has been filed till date, and to consider the petitioner's representation seeking issuance of passport and pass appropriate orders, if all other parameters are found to be in order, in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. The 1st respondent shall bear in mind the dicta laid down in a recent judgment of the Hon'ble Supreme Court reported as ***Mahesh Kumar Agarwal Vs Union of India [SLP(Civil) No.17769 of 2025]***. Accordingly, this writ petition is allowed. No costs.

24-02-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
ssa



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P.T.ASHA, J.

ssa

To

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