



W.P.(MD)No.7539 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 23.03.2026

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THE HONOURABLE MR.JUSTICE **HEMANT CHANDANGOUDAR**

W.P.(MD)No.7539 of 2026

and

W.M.P.(MD)No.6172 of 2026

M.Adaikkammal

... Petitioner

vs.

1.The Regional Passport Officer,
Regional Passport Office,
New Municipality Complex,
7th Cross, Thillainagar, Trichy.

2.The Inspector of Police,
All Women Police Station,
Karaikudi, Sivagangai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus to call for the records pertaining to the impugned show cause notice issued by the 1st respondent dated 26.05.2025 and quash the same and consequently, to direct the 1st respondent to issue the Passport in Passport Application No. TR 2075060360225 based on the petitioner's application dated 21.05.2025 within the time stipulated by this Court.



W.P.(MD)No.7539 of 2026

For Petitioner :Mr.N.Kamesh
For R1 :Mr.T.Mahendran
Central Government Standing Counsel
For R2 :Mr.M.Vaikkam Karunanithi
Government Advocate (Crl.side)

ORDER

The petitioner is before this Court challenging the show cause notice dated 26.05.2025 issued by the first respondent.

2. By the said notice, the petitioner has been called upon to appear in person and submit relevant documents before the Enquiry Officer at the Passport Office in connection with an adverse report received from the second respondent.

3. The petitioner's application for issuance of passport has not been processed on the ground that a criminal case has been registered against her in Crime No.21 of 2025.

4. Heard the learned counsel appearing on either side and perused the materials available on record.



W.P.(MD)No.7539 of 2026

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5. The refusal to issue or renew a passport is governed by the provisions of the Passports Act, 1967. Under Section 6 of the Act, the Passport Authority is empowered to refuse issuance or renewal of a passport only in the circumstances specifically enumerated therein. One such ground is where proceedings in respect of an offence alleged to have been committed by the applicant are pending before a criminal court in India.

6. In the present case, the only reason cited by the respondents is the registration of an FIR against the petitioner. However, mere registration of an FIR does not fall within the grounds contemplated under Section 6 of the Act. The statutory bar arises only when criminal proceedings are pending before a competent criminal court.

7. Therefore, the action of the first respondent in withholding the petitioner's application solely on the basis of the registration of an FIR is not in consonance with the provisions of the Passports Act, 1967.



W.P.(MD)No.7539 of 2026

8. In view of the above, this Court finds that the impugned show cause notice is not legally sustainable.

9. Accordingly, the writ petition is allowed and the show cause notice dated 26.05.2025 issued by the first respondent is set aside. The first respondent is directed to process the petitioner's application dated 21.05.2025 and issue the passport, subject to the petitioner satisfying all other eligibility criteria.

10. The above exercise shall be completed within a period of four (4) weeks from the date of receipt of a copy of this order.

11.No costs. Consequently, the connected miscellaneous petition is closed.

Index :Yes / No
NCC :Yes / No

23.03.2026

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W.P.(MD)No.7539 of 2026

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The Inspector of Police,
All Women Police Station,
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W.P.(MD)No.7539 of 2026

HEMANT CHANDANGOUDAR, J.

cmr

W.P.(MD)No.7539 of 2026

23.03.2026