



WEB COPY



W.P.No.16956 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.06.2025

CORAM

**THE HONOURABLE MR.JUSTICE P.VELMURUGAN**

W.P.No.16956 of 2025

Prasanth Selvaraj

... Petitioner

versus

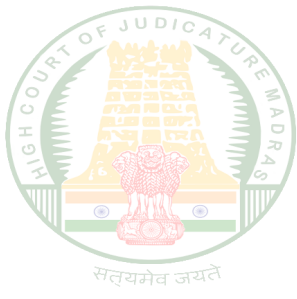
1. The Regional Passport Officer,  
O/o.Regional Passport Office,  
Tiruchirapalli, New Municipal Complex,  
Thillainagar 7<sup>th</sup> Cross, Tiruchirapalli.

2. The Inspector of Police,  
Muthupettai Police Station,  
Thiruvarur District.

... Respondents

Writ Petition filed under Article 226 of Constitution of India, praying to issue a Writ of Mandamus, directing the 1<sup>st</sup> respondent to consider and issue Passport in pursuant to the petitioner's Application reference No.TR1065057704523 dated 09.02.2023 pending on the file of the first respondent.

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For Petitioner : Mr.P.Muthamizh Selvakumar  
For Respondents : Mr.Dhruva for R1  
Dr.C.E.Pratap

Government Advocate (Crl.Side)  
for R2

## **ORDER**

This writ petition has been filed seeking for issuance of a writ of mandamus to direct the first respondent to consider and issue Passport in pursuant to the petitioner's Application reference No.TR1065057704523 dated 09.02.2023, pending on the file of the first respondent.

2. According to the petitioner, he had applied Passport through the authorized web-site of the first respondent's portal on 09.02.2023 and the same was taken on file, *vide* Application reference No.TR1065057704523. Subsequently, the petitioner had received a communication from the first respondent, *vide* letter reference No. OBJ/319781501/24 dated 21.08.2024, in which it is mentioned that an adverse Police report was received from the second respondent that a case in Crime No.27 of 2010 was pending against the petitioner. It is further stated that before applying the Passport, the



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petitioner filed a petition in CrI.O.P.No.19087 of 2023 before this Court seeking to quash the F.I.R. in Crime No.27 of 2010. This Court, *vide* order dated 23.08.2023, dismissed the petition and directed the second respondent to file a final report. However, the second respondent has not filed the charge-sheet/final report till date. It is further stated that mere pendency of the case is not a reason to hold the passport application, which is against the principles laid down in the Constitution of India. However, till date, no order has been passed by the first respondent. Hence, the present writ petition has been filed by the petitioner.

3. Heard both sides and perused the materials available on record.

4. On a perusal of records, it is seen that based on the adverse remarks received from the second respondent, i.e., a case in Crime No.27 of 2010 for the offences punishable under Sections 147, 148, 153, 324, 347 and 506(ii) IPC read with Section 3(1) of TNPPDL Act, was pending against the petitioner and that the first respondent has not passed any order and kept the application of the petitioner pending. Therefore, the petitioner is not entitled to get the relief as sought for in this writ petition.

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5. Hence, the Writ Petition is dismissed. However, there shall be no order as to costs.

6. The F.I.R. in Crime No.27 of 2010 is still pending from the year 2010, and that the second respondent has not filed the charge sheet/final report till date. Therefore, the Superintendent of Police, Tiruvarur District, the Deputy Superintendent of Police, Tiruvarur District and Investigating Officer of second respondent / Police Station, are directed to appear before this Court on 09.06.2025 at 10.30 a.m. Further, the Superintendent of Police, Thiruvarur District is directed to produce the list of Investigating Officers, who are holding the post of Investigating Officer in the concerned Police Station from the date of registering the F.I.R. in Crime No.27 of 2010 to till date.

7. Post on 09.06.2025 " For appearance" as directed above.

**04.06.2025**

**Note : Issue Order Copy on 04.06.2025  
ms**

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To

1. The Regional Passport Officer,  
O/o.Regional Passport Office,  
Tiruchirapalli, New Municipal Complex,  
Thillainagar 7<sup>th</sup> Cross, Tiruchirapalli.
2. The Inspector of Police,  
Muthupettai Police Station,  
Thiruvarur District.
3. The Public Prosecutor,  
High Court, Madras.
4. The Superintendent of Police,  
Tiruvarur District.
5. The Deputy Superintendent of Police,  
Tiruvarur District.

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**P.VELMURUGAN, J**

ms

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