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Johin Mathew vs Unique Identification Authority of India

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Court : Kerala Orders

Decided On : Feb-01-2024

Judge : Honourable Mr.Justice N.Nagaresh

Appeal No. : WP(C)/11224/2023

Appellant : Johin Mathew

Respondent : Unique Identification Authority of India

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE N.NAGARESH THURSDAY, THE 1ST DAY OF FEBRUARY 2024 / 12TH MAGHA, 1945 WP(C) NO. 11224 OF 2023 AGAINST THE ORDER/JUDGMENT OPGW 623/2021 OF FAMILY COURT, PETITIONER: JOHIN MATHEW AGED 38 YEARS CHAVADIYAZHIKATHU HOUSE, POOYAPPALLY (P.O), POOYAPPALLY VILLAGE, KOTTARAKKARA TALUK, KOLLAM PIN - 691537. BY ADVS. AYYAPPADAS V SUJITH SASI RESPONDENTS: 1 UNIQUE IDENTIFICATION AUTHORITY OF INDIA UIDAI STATE OFFICE DOOR SANCHAR BHAVAN, REPRESENTED BY ITS DIRECTOR PMG JUNCTION PATTOM VILLAGE THIRUVANANTHAPURAM PIN - 695033. 2 THE REGIONAL

PASSPORT OFFICER SHIHAB THANGAL ROAD, NEAR IDBI CORPORATE BRANCH, PANAMPILLY NAGAR, KOCHI, KERALA, PIN - 682036. 3 DIRECTOR OF PRINTING DIRECTORATE OF PRINTING, STATUE, THIRUVANATHAPURAM - 695001. 4 DISTRICT FORMS OFFICE ALAPPUZHA REPRESENTED BY DISTRICT FORMS OFFICER, CIVIL STATION WARD, ALAPPUZHA - 688012. :2: 5 CENTRAL BUREAU OF INVESTIGATION KOCHI UNIT REPRESENTED BY IT SUPERINTENDENT, KALOOR. P.O, PIN - 682017. 6 THE DISTRICT POLICE CHIEF ALAPPUZHA PIN - 688001. 7 DHANYA JACOB AGED 37 YEARS DAUGHTER OF JACOB K. JOHN, KARINGATTIL HOUSE, BETHEL ROAD NEAR RAILWAY STATION, CHENGANNOOR.P.O, ALAPPUZHA DISTRICT, PIN - 689121. 8 NSK INTERNATIONAL RESIDENTIAL SCHOOL REPRESENTED BY ITS PRINCIPAL, MUTTOM, THUMPAMON, PATHANAMTHITTA DISTRICT, KERALA., PIN - 689502.

BY ADVS. S.MANU, DEPUTY SOLICITOR GENERAL OF INDIA K.M.FAIZAL, GOVERNMENT PLEADER SREELAL WARRIAR BALAGANGADGARAN UNIKKAT R.ANIL R R.PRADEEP KUMAR SUJESH MENON V.B. THOMAS ABRAHAM (NILACKAPPILLIL) THOMAS SABU VADAKEKUT MAHESH BHANU S. RESSIL LONAN THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01.02.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: :3:

JUDGMENT

Dated this the 1st day of February, 2024 The petitioner seeks leave to withdraw the writ petition based on a settlement arrived at between the petitioner and the 7th respondent in the Family Court, Mavelikkara.

2. Counsel for the 7th respondent would submit that

one of clauses in the settlement would require that the Passport in respect of the children surrendered before the Passport Office should be handed over jointly to

the petitioner and the 7th respondent. The parties will be at liberty to produce such a settlement before the Passport Officer. The writ petition is dismissed as withdrawn. Sd/- N. NAGARESH JUDGE ams :4: APPENDIX OF WP(C) 11224/2023 PETITIONER EXHIBITS Exhibit-P1 THE TRUE COPY OF THE PETITION IN IN

O.P(G&W) NO. 623/ 2022 ON THE FILES OF FAMILY COURT, MAVELIKKARA UNDER SEC. 7, 10 & 17 OF THE GUARDIAN & WARDS ACT,1890 AND SEC.7 OF THE FAMILY COURT ACT

Exhibit-P2 THE TRUE COPY OF THE PETITION IN I.A NO. 1 / 2022 IN O.P(G&W) NO. 623/ 2022 ON THE FILES OF FAMILY COURT, Exhibit-P3 THE TRUE COPY OF THE O.P(G&W) NO. 164/ 2022 ON THE FILES OF FAMILY COURT, MAVELIKKA Exhibit-P4 THE TRUE COPY OF THE CASE STATUS TAKEN FROM THE E-COURTS IN O.P(G&W) NO. 623/ 2022 ON THE FILES OF FAMILY COURT, Exhibit-P5 THE TRUE COPY OF THE CASE STATUS TAKEN FROM THE E-COURTS IN O.P(G & W) NO. Exhibit-P6 THE TRUE COPY OF THE CASE STATUS TAKEN FROM THE E-COURTS IN O.P.(DIV) NO. 1211 / 2022 ON THE FILES OF FAMILY COURT, Exhibit-P7 THE TRUE COPY OF THE CANCELLED PASSPORT OF THE PETITIONER HAVING PASSPORT NO. Z2519597 ISSUED ON 16-5-2013 Exhibit-P8 THE TRUE COPY OF THE EXPIRED PASSPORT OF THE MINOR CHILD JUWAN JOHIN (PASSPORT EXPIRED ON 6-2-2023) :5: Exhibit-P9 THE TRUE COPY OF THE RENEWED PASSPORT OF THE PETITIONER HAVING PASSPORT NO. Z5641646 Exhibit-P10 TRUE COPY OF THE COMPLAINT GIVEN BY THE PETITIONER TO THE REGIONAL PASSPORT OFFICER, KOCHI Exhibit-P11 TRUE COPY OF THE COMPLAINT DATED 19-3-2023 FILED BY THE PETITIONER BEFORE REGIONAL PASSPORT OFFICER, KOCHI Exhibit-P12 THE TRUE COPY OF THE 'ANNEXURE-C' APPENDED TO THE PASSPORT APPLICATION/ RENEWAL FORM

Exhibit-P13 TRUE COPY OF THE RELEVANT GUIDELINES

FOR KERALA GAZATTE-IV REG.NO.KL/TV/ (N)/12/2006-2008 Exhibit-P14 THE TRUE COPY OF THE 'ANNEXURE-D" ATTACHED TO THE PASSPORT

APPLICATION/ RENEWAL FORM Exhibit-P15 THE TRUE COPY OF THE INSTRUCTIONS FOR FILLING OF PASSPORT APPLICATION FORM AND SUPPLEMENTARY FORMS UNDER THE INDIAN PASSPORT ACT,1967 Exhibit-P16 THE TRUE COPY OF THE PASSPORT OF THE MINOR CHILD ELYSHA JOHIN ISSUED ON 3-12-2018 Exhibit-P17 THE TRUE COPY OF THE F.I.R IN CRIME NO.

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