

Federal Court



Cour fédérale

Date: 20240514

Docket: IMM-3625-24

Citation: 2024 FC 734

Ottawa, Ontario, May 14, 2024

PRESENT: Mr. Justice Pentney

BETWEEN:

SUREN SIVASUBRAMANIAM

Applicant

and

**THE MINISTER OF CITIZENSHIP AND IMMIGRATION and
THE MINISTER OF PUBLIC SAFETY
AND EMERGENCY PREPAREDNESS**

Respondents

JUDGMENT AND REASONS

UPON MOTION made by the respondent in writing and without personal appearance, pursuant to Rule 369 of the *Federal Courts Rules*, for an order:

1. Amending the style of cause in this matter to add the Minister of Public Safety and Emergency Preparedness as a party Respondent;

2. Granting the application for leave and for judicial review, and quashing the exclusion order dated February 21, 2024, on the basis that the exclusion order is unreasonable because Immigration, Refugees and Citizenship Canada made a procedural error in the administrative withdrawal of the Applicant's visitor record application dated July 6, 2023;

3. That no costs be awarded to either party.

AND UPON reading the materials filed;

AND UPON considering the consent of the parties to the relief sought;

JUDGMENT in IMM-3625-24

THIS COURT'S JUDGMENT is that:

1. The style of cause is amended, with immediate effect, to add the Minister of Public Safety and Emergency Preparedness as a Respondent.
2. The Applicant's application for leave and for judicial review is allowed.
3. The exclusion order dated February 21, 2024 is quashed.
4. No costs are awarded to either party.

"William F. Pentney"

Judge

FEDERAL COURT
SOLICITORS OF RECORD

DOCKET: IMM-3625-24

STYLE OF CAUSE: SUREN SIVASUBRAMANIAM v THE MINISTER OF
CITIZENSHIP AND IMMIGRATION and
THE MINISTER OF PUBLIC SAFETY
AND EMERGENCY PREPAREDNESS

**MOTION IN WRITING CONSIDERED AT OTTAWA, ONTARIO PURSUANT TO
RULE 369 OF THE *FEDERAL COURTS RULES***

JUDGMENT AND REASONS: PENTNEY J.

DATED: MAY 14, 2024

WRITTEN REPRESENTATIONS BY:

Jeremiah Eastman

FOR THE APPLICANT

Kareena Wilding

FOR THE RESPONDENT

SOLICITORS OF RECORD:

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FOR THE APPLICANT

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FOR THE RESPONDENT