

Court No. - 40

Case :- WRIT - C No. - 35975 of 2023

Petitioner :- Salim Ansari

Respondent :- Union Of India And 3 Others

Counsel for Petitioner :- Shivam Kumar Modanwal

Counsel for Respondent :- A.S.G.I.,Anupama Parashar,C.S.C.

Hon'ble Mahesh Chandra Tripathi,J.

Hon'ble Prashant Kumar,J.

1. Heard Shri Shivam Kumar Modanwal, learned counsel for the petitioner, Ms. Anupama Parashar, learned counsel appearing for the Union of India and Shri S.C. Upadhyay, learned Standing Counsel for the State-respondents.

2. By means of the instant writ petition, the petitioner has prayed for a direction in the nature of mandamus directing the respondents authority to issue passport in favour of the petitioner.

3. Learned counsel for the petitioner states that till date, the respondents have not processed the application for issuance of his passport on account of pendency of a criminal case bearing Case Crime No. 1009 of 2015, under Sections 498-A, 323, 504, 506 of IPC & Section 3/4 of D.P. Act, Police Station- Bhatni, District-Deoria wherein he has been granted bail. He further states that the petitioner is (Devar) brother-in-law of the complainant and he has been implicated on account of matrimonial dispute and the allegation levelled against him, is not heinous in nature, wherein, the rightful claim of the petitioner cannot be denied.

4. Considering the facts and and circumstances, without adverting to the merits of the case, the writ petition is disposed of asking the authority concerned to look into, examine and redress the grievance of the petitioner strictly in accordance with law expeditiously, preferably, within three weeks from the date of receipt of certified copy of this order, but certainly after giving opportunity to all the stakeholders in the matter.

Order Date :- 17.10.2023

Rama Kant