

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-46354 of 2017

Date of Decision: 06 December, 2017

Tirath Kaur

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Vivek Sethi, Advocate
for the petitioners.

FATEH DEEP SINGH, J.
Heard.

In the light of contentions raised by learned counsel for the petitioner that the petitioner has moved the trial Court through application dated 22.11.2017 (Annexure P/7) for return of her passport to enable her to visit abroad and has placed reliance on interim orders dated 22.11.2017 (Annexure P/5) to hammer home the point that till this date the Court has not considered the application nor any worthwhile orders have been passed and, thus, is not adhering the rule of law and has tried to circumvent the due process as well.

In the light of the same, necessary directions are issued to the trial Court to independently consider and dispose off the application so moved by the petitioner for releasing her passport within a period of one month from the date of receipt of copy of this order.

Learned counsel for the petitioner has fairly conceded that he has not moved any application on behalf of the petitioner before the trial Magistrate seeking permission to visit Dubai (UAE) for the period of two months. The petitioner is directed to move concerned trial Court and

seek necessary permission and upon doing so the trial Court would ensure speedy disposal of the same in accordance with law. The same is primarily because of the reason to keep judicial discipline as the petitioner is supposed to first move the concerned Court and, thereafter, to come up before this Court if necessity so arises under the rule.

The petition stands disposed off in those terms.

December 06, 2017
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(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No