

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

**CRR No. 479 of 2016 (O&M)**

**Date of Decision: 28.08.2017**

***FIROZA***

***...Petitioner***

**VS.**

***STATE OF UNION TERRITORY, CHANDIGARH***

***...Respondent***

**CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.**

Present: Mr. Maninder Singh Punia, Advocate,  
Amicus Curie.

Mr. A.S. Virk, Additional Public Prosecutor, for  
U.T., Chandigarh.

**\*\*\***

1. *Whether the Reporters of local newspaper may be allowed to see the judgment?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest?*

**KULDIP SINGH, J. (ORAL)**

Status report by way of an affidavit dated 28.08.2017 of Inspector Baljit Singh, SHO, Police Station Sector-3, Chandigarh filed in the Court today and the same is taken on record.

It comes out the petitioner is a foreign national and is not traceable at her last known address despite making regular efforts.

I have heard learned Amicus Curiae, learned State Counsel and have also carefully gone through the file. It comes out that petitioner was convicted by the Judicial Magistrate Ist Class, Chandigarh vide judgment of conviction and order of sentence dated 03.07.2015 under Section 14 of the Foreigners Act and was sentenced to undergo rigorous imprisonment for 1 years and to pay fine of ₹500/- and in default thereof to further undergo rigorous imprisonment for 15 days on the allegations that the petitioner being foreigner was living in India without getting registered in Foreigners Registration Office, U.T., Chandigarh. The appeal against the said judgment

of conviction and order of sentence was dismissed by the learned Additional Sessions Judge, Chandigarh vide judgement dated 17.12.2015.

After hearing learned Amicus Curiae, learned State counsel and carefully going through the file, I am of the view that the petitioner, admittedly, is a foreign national and she was living in India without any authority. As per the report filed today before this Court, the stand of the State is that she had fled away to foreign country.

In these circumstances, I do not find illegality and infirmity in the judgements passed by both the Courts below. Consequently, present revision petition stands dismissed.

**August 28, 2017**  
Suresh Kumar

**(KULDIP SINGH)**  
**JUDGE**

|                                      |            |          |           |
|--------------------------------------|------------|----------|-----------|
|                                      |            | ✓        |           |
| <b>Whether speaking / reasoned :</b> | <b>Yes</b> | <b>/</b> | <b>No</b> |
|                                      |            |          | ✓         |
| <b>Whether Reportable :</b>          | <b>Yes</b> | <b>/</b> | <b>No</b> |