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

CWP-18284-2016 (O&M)

Date of Decision : March 16, 2017

MOHINDER SINGH

....Petitioner

VERSUS

UNION OF INDIA AND OTHERS

....Respondents

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. K.G. Chaudhary, Advocate for the petitioner.
Mr. Indresh Goel, Advocate for respondents No.2 and 3.

M.M.S. BEDI, JUDGE (ORAL)

The petitioner earlier held a valid passport till 19.10.2010. His application for renewal/re-issuing of the passport filed on 14.05.2010 was declined as he had not disclosed about his previous passport No.R-718202 and the Emergency Certificate No.482900.

The stand of the petitioner is that he did not know the procedure of law and on account of lack of knowledge, he could not disclose the said facts.

The petitioner had earlier filed the petition bearing CWP No.2146 of 2016 which was withdrawn on 03.02.2016.

Since, the denial of passport is a direct violation of right of liberty to travel, this Court is of the considered opinion that in case the petitioner files fresh application disclosing all the facts, his application can be reconsidered by the concerned Passport Officer. In case, the petitioner falls in the category of the eligibility clauses and there is no

legal bar to grant/renew the passport in his favour, the passport can be granted to the petitioner.

In view of the above, the petition is disposed of with liberty to the petitioner to file fresh application disclosing all the detailed particulars. His application form for grant of passport will be considered in accordance with law irrespective of the withdrawal of the earlier writ petition.

(M.M.S. BEDI)
JUDGE

March 16, 2017

Rajneesh

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No