

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

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**CRM-M-19361-2019 in
CRA-S-1553-SB-2012 (O&M)
Date of Decision: 20.08.2019**

Tota Singh

....Petitioner.

Versus

State of Punjab and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. A.S.Kler, Advocate for the petitioner.

Mr. Gaurav Garg Dhuriwala, Senior Deputy Advocate General,
Punjab.

Shekher Dhawan, J.

Present petition under Section 482 Cr.P.C. is for quashing of order dated 03.04.2019 (Annexure P3) passed by learned Special Judge, S.A.S. Nagar (Mohali), vide which the application for releasing the passport of the petitioner was dismissed on the ground of maintainability as record of the case is available with this Court.

Learned counsel for the petitioner contended that the petitioner is suffering from liver cirrhosis and for that purpose, he would require his passport to travel abroad.

Learned State counsel, on the basis of affidavit dated 18.07.2019, taken a stand that the State has no objection if passport of the petitioner is released but that should be for the shortest possible period.

Taking into consideration the above facts, the passport of the petitioner is ordered to be released to the petitioner, on his furnishing adequate security bonds to the satisfaction of the Registrar (Judicial) of this Court, against proper receipt and identification as the passport is lying along with record in the Registry of this Court. Petitioner shall surrender his passport with the Registrar (Judicial) of this Court by 01.11.2019.

Resultantly, the present petition is accepted in the above terms and order dated 03.04.2019 passed by learned Special Judge, S.A.S. Nagar (Mohali) is hereby set aside.

(SHEKHER DHAWAN)
JUDGE

20.08.2019
komal

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No