

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

CRM-M-19799 of 2019.

Decided on:- May 03, 2019.

Kapil Mahajan and others

.....Petitioners.

Versus

State of Punjab.

.....Respondent.

**CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.**

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Present:- Mr. Rahul Bhargava, Advocate  
for the petitioners.

**HARI PAL VERMA, J. (Oral)**

Petitioners have filed present petition under Section 482 Cr.PC for issuance of a direction to the trial Court/Judicial Magistrate 1<sup>st</sup> Class, Amritsar to decide the applications (Annexures P-4 and P-5) filed by the petitioners before the said Court for release of their passports and cash surety amount lying deposited with the trial Court .

Learned counsel for the petitioners states that the FIR No.35 dated 30.06.2016 under Sections 406, 498-A and 120-B IPC registered at Police Station Women Cell, District Amritsar City was quashed by this Court vide order dated 05.12.2018 passed in ***CRM-M-44591 of 2018*** titled as ***Kapil Mahajan and others Versus State of Punjab and another*** as the matter was compromised between the parties. After quashing of the aforesaid FIR, the petitioners have approached the trial Court for release of their passports and refund of the cash surety amount vide applications dated 18.01.2019

(Annexures P-4 and P-5), but no decision thereof has been taken by the trial Court though the petitioners are in need of the passports as they have to go abroad. The applications are listed for hearing before the trial Court on 20.05.2019.

Notice of motion.

On asking of this Court, Mr. Rana Harjasdeep Singh, Deputy Advocate General, Punjab accepts notice on behalf of the respondent-State.

Let requisite number of copies of paper book be given to learned State counsel during the course of the day.

Heard.

Without observing anything on the merits of the case, but considering the argument so raised by learned counsel for the petitioners, the present petition is disposed of with a direction to the trial Court to take a decision on the applications (Annexures P-4 and P-5) preferably on 20.05.2019 i.e. the date fixed there, but in any case on or before 15.06.2019.

**May 03, 2019**  
Yag Dutt

**(HARI PAL VERMA)**  
**JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No