

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

CWP No.13442 of 2019

Date of Decision:17.07.2019

Gurbaaz Singh Khosa

.....Petitioner

Versus

Union of India and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Parminder Walia, Advocate for the petitioner.

Ms. Monica Chawla, Advocate for respondents No.1 and 2.

TEJINDER SINGH DHINDSA J.(Oral)

Petitioner seeks a mandamus for directing the concerned Passport Officer, to re-issue to him a passport.

On the previous date of hearing i.e.11.07.2019, counsel representing the petitioner had submitted that even though no specific order has been communicated to the petitioner but it has been orally informed that his passport has been cancelled.

Notice of motion was issued and Ms. Monica Chawla, Advocate, had entered appearance on behalf of respondents No.1 and 2 so as to complete instructions in the matter.

Learned counsel representing the respondents authorities informs the Court that the application submitted by the petitioner seeking reissue of a passport is still pending and that the passport has not been cancelled as of date. Counsel further submits that a notice dated 18.02.2019 had been issued to the petitioner seeking certain clarification as regards an adverse police verification report that had been submitted on 10.01.2019 and even though 30 days time had been afforded but no reply had been filed by the petitioner.

Counsel for respondents takes a fair stand that in case the petitioner submits a reply within a stipulated time frame, the same would be considered and a decision on the application of the petitioner seeking re-issuance of the passport would thereafter be taken

Counsel for the petitioner undertakes that a reply would be filed and submits that directions be issued for personal hearing to be also afforded.

In view of the above, the instant writ petition is disposed of in terms of granting liberty to the petitioner to file a response to the notice dated 18.02.2019 alongwith supporting documents if any within a period of two weeks from today.

In the eventuality of the reply being submitted within the afore-stipulated time frame, the concerned Passport Officer would be obligated to examine the same and to thereafter take a final decision on the application of the petitioner seeking re-issuance of a passport in accordance with law and as per provisions of the Passport Act.

It would be appreciated if prior to taking a final decision, the petitioner is afforded an opportunity of personal hearing.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

July 17, 2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No