

In virtual Court

CWP-34704-2019

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-34704-2019 (O&M)

Date of decision: 02.09.2020

Ravinder Singh @ Ravi

... Petitioner

Vs.

Union of India and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. G.P.S. Bal, Advocate
for the petitioner.

Ms. Shweta Nahata, Advocate
for respondents No.1 to 3.

Mr. Abhay Pal Singh Gill, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for quashing of the notice dated 03.08.2019 (Annexure P-4), vide which passport of the petitioner has been impounded by the officials of Airport Authority of Amritsar and sent to the Ministry of External Affairs.

Learned counsel for the petitioner submits that the petitioner is facing trial in a case under Section 498-A IPC, after he returned back from Italy. It is further submitted that during pendency of the complaint, the petitioner has moved an application before the trial Court for granting permission to travel abroad and the trial Court had granted permission to the petitioner to visit Italy for a period of six months subject to his furnishing bank guarantee in a sum of Rs.10.00 lacs, to

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be issued by a nationalized bank. It is observed in the order that if the petitioner failed to return back within a period of six months, the amount of bank guarantee shall stand forfeited to the State.

Learned counsel for the petitioner further submits that in view of the above, there is no reason for the Regional Passport Officer, Jalandhar not to release passport of the petitioner.

Reply by way of affidavit of Regional Passport Officer, Jalandhar filed in the Court today, is taken on record and it is stated in para No.6 of this affidavit that if the petitioner approaches the Regional Passport Officer, Jalandhar along with all the documents and certified copy of the order dated 05.08.2020 and the proof of bank guarantee of Rs.10.00 lacs furnished before the trial Court, Regional Passport Officer, Jalandhar will take necessary action in accordance with Passport Act, 1967.

In view of the above, this petition is disposed of. The petitioner is directed to approach the Regional Passport Officer, Jalandhar along with all the documents, certified copy of the order dated 05.08.2020 and the proof showing that he has already furnished the bank guarantee of Rs.10.00 lacs with the trial Court.

The Regional Passport Officer, Jalandhar is directed to release passport of the petitioner within a period of one week thereafter.

[ARVIND SINGH SANGWAN]
JUDGE

02.09.2020
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No