

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

Sr. No.101

CWP-2306-2022 (O&M)
Date of decision : 09.02.2022

Sukhjinder Singh

..... Petitioner

VERSUS

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

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

Ms. Shweta Nahata, Advocate, for the respondent-UOI.

SUDHIR MITTAL, J. (Oral)

The petitioner has been convicted and sentenced. His appeal is pending consideration. Meanwhile, sentence has been suspended. His application for re-issuance of passport has been rejected.

Learned counsel for the petitioner has argued that an undertaking in terms of notification of the year 1993 has been given and thus, refusal to issue the passport is illegal.

The argument cannot be accepted. For directions of the nature prayed for the petitioner will have to approach Court where his appeal is pending. Separate writ petition for the said purpose is not maintainable.

Faced with this situation, learned counsel for the petitioner wishes to withdraw this writ petition with liberty to approach the Court where his appeal is pending.

Dismissed as withdrawn with the aforementioned liberty.

(SUDHIR MITTAL)
JUDGE

09.02.2022

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No