

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

Sr. No.107

CWP-6286-2022 (O&M)
Date of decision : 28.03.2022

Ajay Kumar Kainth

..... Petitioner

VERSUS

The Regional Passport Officer and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Harsh Manocha, Advocate, for the petitioner.

Mr. Ankur Sharma, Sr. Panel Counsel, for the respondents.

SUDHIR MITTAL, J. (Oral)

The petitioner has been convicted under the Narcotic Drugs and Psychotropic Substance Act, 1985 on 21.04.2015 and has been sentenced to undergo rigorous imprisonment for a period of ten years alongwith payment of fine. His appeal against the judgment of conviction is pending. He has applied for re-issuance of passport, but the application is not being processed on account of pendency of his appeal.

Section 6 (2) (f) of the Passports Act, 1967 provides that where proceedings in respect of an offence are pending before a criminal Court in India, the passport authorities shall refuse to re-issue the passport.

In view of the statutory provision, learned counsel for the petitioner wishes to withdraw this petition with liberty to approach the Court where his appeal is pending.

Dismissed as withdrawn with the aforementioned liberty.

(SUDHIR MITTAL)
JUDGE

28.03.2022

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No