

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

Sr. No.101+210

**CM No.2708-CWP-2022 in/and
Civil Writ Petition No.14956 of 2021
Date of Decision : March 07, 2022**

Kamalvir Singh

...Petitioner

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. S.K. Kamboj, Advocate, for the petitioner.

Ms. Tanvi Jain, Advocate, for respondents No.1 & 2.

Ms. Simran Grewal, AAG, Punjab, for respondents No.3 to 5.

SUDHIR MITTAL, J. (ORAL)

CM-2708-CWP-2022

This application has been filed for placing on record reply on behalf of respondent No.2.

For the reasons stated in the application, the same is allowed and reply aforementioned is taken on record.

CWP-14956-2021

The petitioner was not being issued a passport on account of adverse police verification report. The adverse police verification report was given as appeal against acquittal was pending.

Reply on behalf of State has been filed, wherein it has been submitted that the State has no objection in case a passport is issued.

Learned counsel for respondents No.1 & 2 submits that in view of the fact that the State has no objection, the petitioner is to make a fresh application.

Pendency of an appeal against acquittal is no ground to refuse a passport. Thus, the adverse police verification report was illegal. The passport authority should have taken into consideration the fact that the petitioner was acquitted as a copy of the judgment of acquittal was supplied by him and should not have relied upon the police verification report.

The writ petition is allowed. Respondents No.1 & 2 are directed to issue a passport to the petitioner within four weeks from the date of receipt of a certified copy of this order. The petitioner should file a fresh application within ten days from today.

March 07, 2022
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No