

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

206

CWP No.18607 of 2022

Date of Decision: 09.12.2022

Palwinder Singh

...Petitioner

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present:- Mr. Bhanu Pratap Singh, Advocate for the petitioner.
Ms. Amrita Singh, Advocate, for respondent Nos.1 and 2.
Mr. Rajesh Mehta, Addl. Advocate General, Punjab
for respondent Nos.3 and 4.

VIKAS SURI, J. (Oral)

Through the present petition preferred under Article 226/227 of the Constitution of India, jurisdiction is invoked seeking a writ in the nature of mandamus, directing the Regional Passport Officer to withdraw the Show Cause Notice dated 10.10.2019 (Annexure P-2), whereby direction was issued to surrender passport immediately.

It is averred that the petitioner was issued passport bearing No.T5151360 on 27.06.2019 with the date of expiry as 26.06.2029, under post verification basis.

On police verification, it was reported to the Passport Authority that in the past, the petitioner had been implicated in seven FIRs. The petitioner, clarifying the factual matrix submitted his affidavit dated 24.10.2020 (Annexure P-5) before the fourth respondent, i.e. Senior Superintendent of Police, Patiala, under the supervision of whose office police verification was being conducted.

It was submitted on affidavit that there are eight FIRs and the

petitioner had been acquitted in six FIRs and has undergone complete sentence in the seventh FIR. With regard to the eighth FIR, i.e. FIR No.212, dated 03.10.2005, it is submitted that petitioner is not involved in the same and it pertains to another person of the same village being his namesake, viz. Palwinder Singh son of Fakir Singh.

Upon notice of motion, respondent Nos.3 and 4 have filed reply by way of affidavit of Gurdeep Singh, PPS, Deputy Superintendent of Police, Circle Patran, District Patiala, wherein the contention of the petitioner regarding there are no criminal proceedings pending against him, has not been denied.

Learned counsel for respondent Nos.1 and 2 submits that during pendency of the present writ petition, a discreet inquiry had also been conducted and keeping in view the various reports, the impugned Show Cause Notice (Annexure P-2) has been withdrawn. It is further submitted that as such no further orders are required to be passed in the present petition.

Learned counsel for the petitioner submits that as the impugned Show Cause Notice calling upon the petitioner to surrender his passport stands withdrawn, his grievance does not survive and the present petition has been rendered infructuous as such. He prays that the same be disposed of accordingly.

Disposed of as having been rendered infructuous.

(VIKAS SURI)
JUDGE

December 09, 2022

ajay/vcgarg

Whether speaking/reasoned:

Yes

Whether reportable:

No