

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(107+235)

CRM No. M-53124 of 2021
Date of Decision : 14.02.2022

Kuldip Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

(Through Video Conferencing)

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Narinder Singh, Advocate for the petitioner.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab.

Ms. Shweta Nahata, Central Government Counsel
for respondent No. 2-UOI.

Harsimran Singh Sethi J. (Oral)

CRM No. 5264 of 2022

Application is allowed, as prayed for.

CRM No. M-53124 of 2021

The present petition has been filed for issuance of a direction to the respondents for the renewal/issuance of a new passport to the petitioner as the petitioner, who is convicted in FIR No. 04 dated 02.01.2002, intends to go abroad during the pendency of CRR No. 1667 of 2012 titled as '*Kuldip Singh Vs. State of Punjab*', wherein the conviction and the dismissal of the appeal is under challenge.

Learned counsel for the petitioner submits that the petitioner undertakes before this Court that in the present petition, the prayer of the

petitioner is only for the renewal/issuance of the new passport to the

petitioner and in case, after renewal/issuance of the passport, he intends to go abroad, the said journey will only be undertaken after getting due permission from this Court by filing application in CRR No. 1667 of 2012.

Learned counsel appearing on behalf of respondent No. 2- Union of India submits that they have no objection in issuing the passport to the petitioner either renewed/a new passport, in case he is found eligible, but for the same, the permission of this Court is necessary keeping in view the guidelines issued by the Ministry of External Affairs, New Delhi dated 25.08.1993.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Keeping in view the fact that permission of this Court is needed for the issuance of the new passport/renewal of the old passport to the petitioner as he is a convicted person, the said permission is granted to the petitioner with the clear condition that in case, in pursuance to the permission granted today, petitioner is able to secure a valid passport and the petitioner intends to travel abroad on the basis of the said passport issued, he will undertake the said journey only with the permission of the Court after filing due application in CRR No. 1667 of 2012.

Petition stands disposed of in above terms.

February 14, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No