

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

102

**2023:PHHC:153844
CWP No.1012 of 2023
Date of Decision:04.12.2023**

Mandeep Singh

....Petitioner

VS.

Union of India and others

....Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Prateek Pandit, Advocate
for the petitioner

Mr. Karan Singh, Central Govt. Counsel
for the Union of India

Mr. Inderpreet Singh Kang, AAG, Punjab

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondents to issue his passport.

2. Reply by way of affidavit dated 04.12.2023 of Sarvanjit Singh, Deputy Superintendent of Police, Sub Division, Fatehgarh Churian, Police District Batala, on behalf of respondent No. 3 is taken on record. Registry is directed to tag the same at appropriate place.

3. An FIR No. 15 dated 20.02.2021, under Sections 307, 324, 323, 506, 148 and 149 of IPC was registered against few persons at Police Station, Ghanie Ke Banger, District Batala, who, in retaliation, lodged DDR No. 22 dated 07.03.2021, under Sections 323, 324, 34 of IPC at the same

police station. The police after completing investigation filed report under Section 173 Cr.P.C. against others and found the petitioner innocent.

4. Learned counsel for the petitioner submits that police, on the one hand, has found the petitioner innocent in the aforesaid DDR still adverse report has been sent to the passport authority. The case of the petitioner is squarely covered by judgment of this Court in **Mohan Lal @ Mohna vs. Union of India and others 2023 SCC Online P&H 1391**.

5. Learned counsel for Union of India, who on advance notice is present in Court, submits that passport could not be issued because of adverse police report. On being confronted with reply filed by State, he submits that case of the petitioner would be re-considered and an appropriate order would be passed within six weeks from today.

6. In the wake of statement of learned counsel for Union of India, the petition stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

04.12.2023
paramjit

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No