

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214

CWP-4136 of 2023

Date of Decision:18.04.2023

Rajesh Bansal

....Petitioner(s)

Versus

Union of India and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Parveen Gupta, Advocate,
for the petitioner.

Mr. Karan Singh, Advocate,
for the respondents.

JASGURPREET SINGH PURI, J. (Oral)

The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking a writ in the nature of *mandamus* directing the respondents to renew the passport of the petitioner with correct date of birth in a time bound manner.

Learned counsel for the petitioner submitted that the petitioner had filed an application in the year 2019 to the Passport Authorities for grant of passport with changed date of birth but the same has not been done by the respondents-Passport Authorities and there was no justification for the Passport Authorities to not have considered and decide the application which was filed by the petitioner.

However, learned counsel appearing on behalf of the respondents-Passport Authorities has submitted that the application which was filed by the petitioner has since been closed as the sufficient material and information was not supplied by the petitioner and in case the petitioner files a fresh application for grant of passport alongwith changed date of birth in accordance with law then the same will be considered, processed and finalized within a period of two months from the date of filing of the fresh application, if any by the petitioner.

I have heard the learned counsel for the parties.

The only prayer of the petitioner was that he had filed an application for grant of passport with changed date of birth and the application has since been closed by the Passport Authorities since according to learned counsel for the respondents-Passport Authorities, adequate information was not supplied by the petitioner and today a statement has been made by learned counsel for the respondents-Passport Authorities that in the event of the petitioner filing any fresh application, the same will be considered within a period of two months from today. Therefore, this Court deems it fit and proper to dispose of the present writ petition with a direction to the Passport Authorities as follows:-

1. The petitioner shall be at liberty to file a fresh application for grant of passport including a prayer for changed date of birth, if any, within a period of three weeks from today.
2. In the event of the petitioner filing any such application, then the respondents-Passport Authorities shall consider,

process and finalize the same within a period of two months thereafter.

- 3. It shall be the duty of the petitioner to supply all the requisite information to the Passport Authorities as required by them by way of written communication if any.
- 4. After considering the application of the petitioner in case the Passport Authorities come to the conclusion that the petitioner is entitled for issuance of a fresh passport with changed date of birth, then the same shall be issued to the petitioner within a period of next three weeks and in case the passport authorities come to the conclusion that the petitioner is not entitled for fresh passport with changed date of birth, then the Passport Authorities shall pass a well-reasoned speaking order after giving an opportunity of hearing to the petitioner or his counsel.
- 5. The entire exercise shall be completed within a period of three months from today.

In view of the aforesaid directions, the present petition stands disposed of.

(JASGURPREET SINGH PURI)
JUDGE

April 18, 2023
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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No