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

CWP-7645-2021

Date of Decision: 13.02.2023

Bikramjit Singh

..... Petitioner

Versus

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Dalbir Singh Pheruman, Advocate,
for the petitioner.

Ms. Shweta Nahata, Advocate
for respondent Nos.1 & 2.

Ms. Akshita Chauhan, DAG, Punjab,
for respondent Nos.3 to 5.

JASGURPREET SINGH PURI, J. (ORAL)

The present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction especially in the nature of *mandamus* directing respondent No.1 to renew the passport of the petitioner.

Learned counsel for the petitioner has submitted that the petitioner had filed an application for grant of passport to the Passport Authorities on 19.02.2021, but till date no response has been received from the Passport Authorities.

Ms. Shweta Nahata, learned counsel for respondent Nos.1 & 2- Passport Authorities has submitted that since the petitioner was involved in two more FIRs, and therefore, no further action could be taken on the application of

the petitioner for grant of passport.

On the other hand, Ms. Akshita Chauhan, learned DAG, Punjab has filed a status report by way of an affidavit of Deputy Superintendent of Police, Sub Division, Baba Bakala Sahib, Amritsar (Rural) on behalf of respondent Nos.3 & 4 in Court today, which is taken on record. She while referring to Para Nos.5 to 7 of the aforesaid affidavit, has submitted that in one of the FIR bearing No.170 dated 05.12.2015, under Sections 283 & 153 IPC and Section 8-B of the National Highway Act, registered at Police Station Beas Amritsar (Rural), the charges have not been framed till date and so far as the second FIR bearing No.151 dated 12.11.2015, under Sections 124-A, 153-A, 153-B, 115, 117 & 120-B IPC read with Section 13(1) of UAPA Act and Section 66-F of the I.T. Act, registered at Police Station Chattiwind, Amritsar (Rural) is concerned, the same has been sent for re-investigation of the case, and therefore, this FIR is under investigation stage.

Learned counsel for respondent Nos.1 & 2-Passport Authorities has submitted that in view of the status report filed by the learned State counsel in Court today, the application of the petitioner will be considered afresh in the light of the aforesaid affidavit filed by the DSP, Sub Division Baba Bakala Sahib, Amritsar (Rural) with regard to the status of the FIRs against the petitioner, strictly in accordance with law. She further submitted that now the application of the petitioner will be processed and will be finalized within a period of six weeks from today.

Mr. Dalbir Singh Pheruman, learned counsel for the petitioner has submitted that in view of the statement made by Ms. Shweta Nahata, learned counsel for respondent Nos.1 & 2-Passport Authorities, that the application of the petitioner will now be processed and finalized within a period of six weeks, he does not wish to press the present petition and prays for withdrawal

of the present petition in case a time bound directions are issued.

Dismissed as withdrawn.

Needless to say that in case, the Passport Authority will process and finalize the application of the petitioner strictly in accordance with law within a period of six weeks from today.

In case, the petitioner is entitled for grant of passport then the same shall be released to him within a period of two weeks thereafter and in case, for any reason under the law, the Passport Authority comes to the conclusion that the petitioner is not entitled for grant of passport then the concerned Passport Authority after hearing the petitioner shall pass a well-reasoned speaking order in this regard which shall be conveyed to the petitioner.

13.02.2023

Bhumika

1. Whether speaking/reasoned:
2. Whether reportable:

(JASGURPREET SINGH PURI)
JUDGE

Yes/No
Yes/No