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

CWP-7299-2022

Date of Decision: 15.02.2023

Kishan Singh

..... Petitioner

Versus

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Padam Kant Dwivedi, Advocate
for the petitioner.

Mr. Karan Kumar Jund, Advocate,
for respondent Nos.1 & 2.

Ms. Akshita Chauhan, DAG, Punjab,
for respondent No.3.

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 the respondents to issue the passport to the petitioner irrespective of the pendency of FIR No.52, dated 08.07.2011 under Section 379 IPC, registered at Police Station Haryana, District Hoshiarpur.

Status report by way of affidavit of Deputy Superintendent of Police, Sub Division Rural, District Hoshiarpur has been filed on behalf of respondent No.3 in Court today and the same is taken on record.

Copy of the same has been supplied to the learned counsel for the petitioner as well as to the learned counsel for respondent Nos.1 & 2-Passport

Authorities.

At the outset, Mr. Karan Kumar Jund, learned counsel for respondent Nos.1 & 2-Passport Authorities has submitted that in fact the petitioner had filed an application in the year 2021 and at that point of time, an FIR was pending against him but now as per Para No.8 of the reply filed by the learned State counsel, whereby the Police has already taken a stand that they have no objection in case the passport is issued to the petitioner. He further submitted that now in case the petitioner files a fresh application for grant of passport to the Passport Authorities, then the same will be processed and finalized within a period of four weeks.

In view of the aforesaid position, the present petition is disposed of with a liberty to the petitioner to file a fresh application for grant of passport to the Passport Authorities.

In the event of any such application has been filed by the petitioner to the Passport Authorities then the same shall be processed and finalized within a period of four weeks thereafter and strictly in accordance with law.

15.02.2023*Bhumika***(JASGURPREET SINGH PURI)
JUDGE**

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|-------------------------------|--------|
| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |