

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

211

CWP-6792-2023

Date of Decision: 11.09.2023

Sumer Singh

...Petitioner

Versus

Union of India & Others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Padamkant Dwivedi, Advocate for the petitioner

Mr. Ankur Sharma, Senior Panel Counsel
for Union of India-respondent Nos.1 & 2

Mr. Deepanjay Sharma, DAG, Punjab

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner, through instant petition under Articles 226/227 of the Constitution of India, is seeking issuance of his passport.

2. Mr. Ankur Sharma, learned counsel for respondent Nos.1 & 2, at the outset, submits that passport authority has already issued and dispatched passport to the petitioner. He further submits that validity of the passport is one year.

3. Learned counsel for the petitioner *inter alia* submits that petitioner has been issued passport for only one year on the basis of pendency of FIR No.0001 dated 03.01.2019 under Sections 323, 324, 452, 379, 148 & 149 of Indian Penal Code, 1860 registered at Police

Station Sarai Amanat Khan, District Tarn Taran. Two persons were

named in the said FIR. The police after completing its investigation filed cancellation report, however, the same was not accepted by the Trial Court. The matter is pending before police for further investigation. The petitioner has been issued passport for one year whereas co-accused has been issued passport for 10 years. The petitioner cannot obtain Visa on the basis of passport which is valid for only one year. The case of the petitioner is squarely covered by judgment dated 14.07.2023 in ***Mohan Lal @ Mohna Versus Union of India and Others; CWP-27167-2018***, passed by this Court.

4. Learned counsel for respondent Nos.1 and 2 submits that passport authority would reconsider case of the petitioner and pass an appropriate order within 6 weeks.
5. Learned counsel for the petitioner agrees to the aforesaid arrangement.
6. In the wake of statements of learned counsels for the parties, the present petition stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

11.09.2023
Mohit Kumar

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>