

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

CWP-7307-2023

Date of Decision:07.07.2023

SWARAN SINGH

..... Petitioner

Versus

UNION OF INDIA AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. D.S. Virk , Advocate
for the petitioner.

Mr. Ankur Sharma, Senior Panel Counsel
for the respondents.

JAGMOHAN BANSAL, J. (Oral)

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

2. Learned counsel for the petitioner *inter alia* contends that petitioner applied for passport. The petitioner deposited requisite fee alongwith requisite documents. The petitioner appeared before concerned authority on 23.03.2022 alongwith documents. The Passport Authorities marked inquiry to police officials for verification of credential of the petitioner. The police officials submitted a report disclosing that FIR No.67 dated 24.11.1993 under Section 15 of NDPS Act was registered against the petitioner and he stands acquitted vide judgment dated 05.12.1997 passed by Sessions Judge, Sangrur. Another FIR No.59 dated 27.03.1997, under Section 15 of NDPS Act was registered against the petitioner. He was awarded sentence which was reduced to undergone by

Hon’ble High Court in CRA-1297-SB-2001 vide order dated 25.08.2010.

As on day no criminal case is pending against the petitioner and case of the petitioner does not fall in any of the restricted categories contemplated under Section 6 (2) of Passport Act, thus, petitioner is entitled to passport.

3. Mr. Ankur Sharma, Senior Panel Counsel, appearing on behalf of the respondents does not dispute the aforesaid factual position and assures the Court that Passport Authority would pass speaking order after considering afore-stated facts within a period of 6 weeks from today.

4. In view of the statement of learned counsel for the respondents, the present petition stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

07.07.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>