

CWP-10312-2023

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

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CWP-10312-2023

Date of Decision: 13.09.2023

Jobanjit Singh

...Petitioner

Versus

Union of India and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Gursharan Singh, Advocate for the petitioner

Ms. Neha Sharma, Advocate
for respondent Nos.1 and 3Mr. Deepanjay Sharma, DAG, Punjab
(assisted by ASI Kulwinder Singh)

JAGMOHAN BANSAL, J. (Oral)

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

2. The petitioner was issued passport on 11.11.2016 which would expire on 10.11.2026. The petitioner got married with Sumandeep Kaur on 27.09.2017 and in the year 2019, he applied for re-issuance of passport with changed marital status. Two FIRs i.e. FIR No.261 dated 24.12.2018 under Sections 431, 427, 145, 148, 149 of Indian Penal Code, 1860 (for short 'IPC') at Police Station Lopoke, District Amritsar and FIR No.116 dated 12.05.2019 under Sections 307, 452, 323, 324, 148, 149 and 120-B of IPC at Police Station Lopoke, District Amritsar, have been registered against the petitioner.

3. Learned State counsel, on instructions from ASI Kulwinder Singh, confirms that petitioner has been found innocent in FIR No.116 dated 12.05.2019 and cancellation report has been prepared with respect to FIR No.261 dated 24.12.2018.
4. Learned counsel for respondent Nos.1 and 3 submits that application of the petitioner seeking passport has been closed thus, he is at liberty to file a fresh application which would be decided in accordance with law.
5. Learned counsel for the petitioner agrees to the said arrangement.
6. In the wake of statements of learned counsels for the parties, the petitioner is at liberty to move fresh application before respondent No.3 seeking issuance of passport. If the petitioner files fresh application seeking issuance of passport, respondent No.3 shall decide the same within 6 weeks in light of judgment passed by this Court in *Mohan Lal @ Mohna Versus Union of India and Others; 2023 SCC OnLine 1391*.
7. Disposed of in aforesaid terms.

(JAGMOHAN BANSAL)
JUDGE

13.09.2023
Mohit Kumar

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No