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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-11617-2023

Date of Decision:13.09.2023

RATTAN PAL

..... Petitioner

Versus

UNION OF INDIA AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Manoj Kaushik, Advocate
for the petitioner.

Ms. Amrita Singh, Advocate
for respondents No.1 and 2- UOI.

Mr. Deepanjay Sharma, DAG, Punjab
for respondents No.3 and 4.

JAGMOHAN BANSAL, J. (Oral)

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

2. The petitioner was issued passport bearing No.K9589109 on 22.04.2013 which was valid upto 21.04.2023 (Annexure P-1). The petitioner vide application dated 04.01.2023 applied for re-issuance of passport. The petitioner was involved in three FIRs. The petitioner was convicted in R.C. No.25/3A-CHG dated 29.08.2023 and awarded sentence of 3 years. The petitioner has preferred an appeal CRA-S-1238-SB of 2014 before this Court. The sentence of the petitioner stands suspended by this Court vide order dated 21.07.2014 (Annexure P-5).

FIR No.291 dated 16.12.2020, under Sections 406, 420 and 120B of IPC

stands quashed by this Court vide order dated 04.10.2021 (Annexure P-6). The petitioner was found innocent in FIR No.62 dated 21.04.2021, under Sections 420 and 120B of IPC.

3. Learned counsel for the petitioner submits that case of the petitioner is squarely covered by Judgment dated 14.07.2023 passed by this Court in *Mohan Lal @ Mohna vs. Union of India and others, 2023 SCC Online P&H 1391*.

4. Learned State counsel on instructions from ASI Anil Kumar confirms that police after completing investigation has found petitioner innocent in FIR No.62 dated 21.04.2021 and cancellation report would be filed in due course. FIR No.291 dated 16.12.2020, under Sections 406, 420 and 120B of IPC stands quashed by this Court vide order dated 04.10.2021 (Annexure P-6).

5. Learned counsel for respondent No.1 and 2 submits that competent authority would pass an appropriate order within 6 weeks from today, considering judgment of this Court in *Mohan Lal @ Mohna* (supra).

6. In the wake of statements of both sides, the petition stands disposed of.

(JAGMOHAN BANSAL)

JUDGE

13.09.2023

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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No