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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-18422-2022
Date of Decision: 30.01.2023

GURDEV SINGH

....Petitioner(s)

Versus

REGIONAL PASSPORT OFFICE AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. G.S. Saini, Advocate, for the petitioner.

Ms. Amrita Singh, Advocate for respondent No.1.

Ms. Akshita Chauhan, DAG, Punjab.
for respondents No. 2 and 3.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Article 226/227 of the Constitution of India seeking a writ in the nature of Mandamus directing respondent No.1 to consider the application which has been filed by the petitioner for grant of passport.

Learned counsel for the petitioner has submitted that the petitioner has filed an application for grant of passport on 02.05.2022 wherein even an online appointment was also given to him and about 8 months have elapsed but the Passport Authorities have not considered the application filed by the petitioner for grant of passport. He submitted that it appears that there was one FIR No. 74 dated 27.04.2015, under Sections 447, 120-B IPC and Section 13-A of the Punjab Village Common Land Regulation Act, 1961,

Police Station Patran, District Patiala which was registered against the petitioner but till date even challan has not been presented under Section 173 Cr.P.C before the competent Court and therefore, mere pendency of an FIR and that too of about 7 years ago cannot become a bar for grant of passport to the petitioner. He referred to judgments of this Court in *Daler Singh Vs. Union of India and others* [2015(8) RCR (Civil) 618] and *Sahib Jaskaran Singh Versus Union of India and others* [CWP No.19551 of 2015] in this regard.

On the other hand, Ms. Amrita Singh, Advocate appearing on behalf of respondent No.1 has submitted that now a discreet inquiry has been conducted and the Passport Authorities have already received information with regard to the petitioner from the concerned police station and now the application of the petitioner for grant of passport will be processed promptly and will be concluded within a period of three weeks from today.

Learned counsel for the petitioner has submitted that in view of the statement made by the learned counsel for respondent No.1 that the application of the petitioner will be considered within a period of three weeks from today, he does not wish to press the present petition and prays for withdrawal of the same at this stage.

Dismissed as withdrawn at this stage.

30.01.2023

rakesh

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking	:	Yes/No
Whether reportable	:	Yes/No