

In the High Court of Punjab and Haryana at Chandigarh
107

2023:PHHC:101228

CWP No. 17060 of 2023

Date of Decision: 07.08.2023

Gurnam Singh

---Petitioner

versus

Union of India and another

---Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Anter Preet Singh, Advocate
for the petitioner

Ms. Neha Sharma, Advocate
for Union of India

JAGMOHAN BANSAL, J. (ORAL)

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

2. Learned counsel for the petitioner inter alia contends that FIR No. 51 dated 26.03.2015 under Section 21 of NDPS Act is registered against the petitioner at Police Station, Phillaur. Police has already presented challan and trial is going on. The petitioner was convicted in another FIR and he has filed CRA-S-1695-SB of 2016 before this Court. Sentence of the petitioner has been suspended vide order dated 08.07.2016.

3. As per Notification No. 570 dated 25.08.1993 issued by Central Government in exercise of power conferred by Section 22 of the Passport Act, a person against whom criminal proceedings are pending,

may be issued passport subject to permission granted by trial court.

3. On being confronted with the aforesaid Notification, Mr. Anter Preet Singh, counsel for the petitioner seeks permission to withdraw the instant petition with liberty to approach trial court in terms of aforesaid notification.

4. The petition stands disposed of with liberty to petitioner to approach trial court. The trial court shall decide application of the petitioner expeditiously and after considering the aforestated Notification.

(JAGMOHAN BANSAL)

JUDGE

07.08.2023

paramjit

Whether speaking/reasoned : Yes

Whether reportable : Yes/No