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

CWP-17989-2023

Date of Decision:06.09.2023

GURPINDER SINGH

..... Petitioner

Versus

UNION OF INDIA AND ORS.

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Aruz_Khan, Advocate
for the petitioner.

Mr. Karan Kumar Jund, Central Government Counsel
for the Union of India.

Ms. Lavanya Paul, DAG, Punjab.

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 issue him passport.

2. Learned counsel for the petitioner *inter alia* contends that passport of the petitioner has been withheld on account of FIR No. 117 dated 24.10.2017, under Sections 363, 366, 452, 506 of IPC and Sections 25, 27 of Arms Act, registered against the petitioner at Police Station, Gidderbaha, District Sri Mukatsar Sahib. The police twice after completing investigation, has filed cancellation report and complainant has filed protest petition. The trial court till date has not summoned the petitioner. It is undisputed fact that police has not filed its report under Section 173 Cr.P.C against the petitioner. Except aforesaid FIR no other

FIR is pending against him.

3. Learned State counsel on instructions from ASI Hakam Singh confirms the aforesaid factual position.

4. Learned counsel for the respondent- UOI submits that petitioner may be directed to appear before the passport authority alongwith all requisite documents. On doing so, the competent authority would pass an appropriate order within 4 weeks from today.

5. The petition stands disposed of with a direction to petitioner to appear before passport authority on 21.09.2023 alongwith all requisite documents especially documents relating to aforesaid FIR. On doing so, the passport authority shall pass an appropriate order within 4 weeks thereafter.

(JAGMOHAN BANSAL)
JUDGE

06.09.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>