

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

105

**2023:PHHC:117414
CWP No.19373 of 2023
Date of Decision:06.09.2023**

Mohinder Singh

....Petitioner

VS.

Union of India and another

....Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Tanvir Singh Grewal, Advocate
for the petitioner

Mr. Ankur Sharma, Senior Panel Counsel
for the Union of India

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 his passport.

2. An FIR No. 71 dated 30.03.2007, under Sections 302, 323, 324, 148 and 149 of IPC, Section 25 of the Arms Act and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, was registered against the petitioner at Police Station Majitha, District Amritsar. The petitioner came to be convicted vide judgment dated 21.02.2011. The petitioner preferred CRA-D-270-DB of 2011 before this Court. The sentence of the petitioner has been suspended vide order dated 20.12.2011. The petitioner moved an application in 2016 seeking passport which was closed on account of pendency of criminal case.

3. Learned counsel for the petitioner submits that case of the petitioner is squarely covered by judgment of this Court in **Mohan Lal @ Mohna vs. Union of India and others, CWP No. 27167 of 2018.**

4. Learned counsel for Union of India submits that as on date, no application of the petitioner is pending before the passport authorities. If the petitioner moves an application, it would be decided considering the aforesaid judgment within six weeks from the date of application.

5. In the wake of statement of learned counsel for Union of India, the petition stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

06.09.2023
paramjit

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