

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

102

CWP-19347-2023

Date of Decision: 02.09.2023

Sukhchain Singh

...Petitioner

Versus

Union of India and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Aman Mittal, Advocate for the petitioner

Mr. Amit Sharma, Advocate for respondents

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner, through instant petition under Articles 226/227 of the Constitution of India, is seeking direction to the respondents to decide his representation dated 27.08.2023 (Annexure P-5) and to issue him passport.

2. The petitioner has applied for passport vide application dated 05.08.2023 (Annexure P-4). The petitioner appeared before the Passport Authority on 26.08.2023. The Passport Authority has raised objection with respect to pendency of FIR No.0172 dated 17.10.2018 under Sections 341, 323, 506, 427 and 34 of Indian Penal Code, 1860 registered at Police Station Dhuri, District Sangrur.

3. Learned counsel for the petitioner *inter alia* contends that police after completing investigation has filed challan against co-accused and petitioner has been found innocent. Challan has not been presented against the petitioner and no other FIR is pending against him. The case of the petitioner is squarely covered by judgment dated 14.07.2023 passed by this Court in ***Mohan Lal @ Mohna Versus Union of India and Others; CWP-27167-2018.***

4. Mr. Amit Sharma, Advocate who on advance notice is present in Court on behalf of the respondents, submits that petitioner may be directed to appear before the competent authority along with all requisite documents on 26.09.2023 at 10:00 AM and competent authority would pass an appropriate order within 6 weeks considering judgment of *Mohan Lal (supra)* passed by this Court.

5. Learned counsel for the petitioner agrees to the said arrangement.

6. In the wake of statements of learned counsels for the parties, the present petition stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

02.09.2023
Mohit Kumar

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>