

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

114

CWP-22320-2023

Date of Decision: 05.10.2023

Gurcharan Singh**...Petitioner**

Versus

Union of India and Others**...Respondents****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- Mr. Manpreet Singh Baath, Advocate for the petitioner
Mr. Amit Sharma, Central Govt. Counsel,
For Union of India-respondent Nos.1 & 3
Mr. Deepanjay Sharma, 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 the respondents to issue passport to the petitioner.
2. The petitioner applied for issuance of passport on 28.07.2022. Two FIRs were registered against the petitioner i.e. FIR No.291 dated 19.08.2001 under Section 188 of Indian Penal Code, 1860 (for short 'IPC') at Police Station Lalru and FIR No.224 dated 24.12.2002 under Sections 452 and 354 of IPC at Police Station Lalru.
3. Learned counsel for the petitioner submits that he is unaware of the status of afore-stated FIRs and he is pursuing the matter with police authorities, however, he is not able to get the status of the FIRs and Passport

Authority is unable to issue passport to the petitioner on account of pendency of aforesaid FIRs.

4. Mr. Deepanjay Sharma, learned State counsel, who on advance notice is present in Court, submits that petitioner was subjected to fine of ₹200/- vide order dated 24.08.2001 passed by Trial Court in FIR No.291 dated 19.08.2001 and in case of FIR No.224 dated 24.12.2002, the police after completing investigation filed cancellation report which stands accepted vide order dated 10.05.2003 passed by the Trial Court. As per his instructions, no other FIR is pending against the petitioner.

5. Mr. Amit Sharma, learned counsel for respondent Nos.1 and 3 submits that Passport Authority would consider case of the petitioner and pass an appropriate order within 6 weeks from today.

6. Learned counsel for the petitioner agrees to the aforesaid arrangement.

7. In the wake of statements of learned counsels for the parties, the present petition is disposed of with a direction to respondent No.3 to consider case of the petitioner and pass an appropriate order within 6 weeks in light of judgment passed by this Court in *Mohan Lal @ Mohna Versus Union of India and Others*; 2023 SCC OnLine 1391.

(JAGMOHAN BANSAL)
JUDGE

05.10.2023
Mohit Kumar

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