

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

114

**2023:PHHC:132729
CWP No.23140 of 2023
Date of Decision:12.10.2023**

Gaurav Kataria

....Petitioner

VS.

Union of India and another

....Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Sanjiv Kumar Arora, Advocate
for the petitioner

Mr. Arihant Goyal, Central Govt. 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 him passport and quash remarks recorded on appointment receipt dated 05.08.2023.

2. An FIR No. 51 dated 01.03.2019, under Sections 420, 465, 466, 467, 468, 471, 409 and 120-B of IPC and Section 7 of the Prevention of Corruption Act has been registered against the petitioner at Police Station, City Faridkot and trial is going on. As per Notification No. 570 dated 25.08.1993 issued by the Central Government, passport may be issued despite pendency of criminal case, however, subject to permission granted by trial court. The petitioner has not filed any application before trial court.

3. Faced with this, learned counsel for the petitioner states that the present petition may be dismissed as withdrawn with liberty to approach trial court.

4. Dismissed as withdrawn with liberty as aforesaid. The trial court shall consider application of the petitioner in terms of the aforesaid Notification.

(JAGMOHAN BANSAL)
JUDGE

12.10.2023
paramjit

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