

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

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**2023:PHHC:154823
CWP No.24305 of 2023
Date of Decision:05.12.2023**

Jaspal Singh Sawhney

....Petitioner

VS.

Union of India and another

....Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Simar Bedi, Advocate
for the petitioner

Mr. Amit Sharma, Senior Panel Counsel for
Mr. Arvind Seth, Senior Panel Counsel
for the Union of India

Ms. Shubhra Singh, Advocate
for CBI

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 04.08.2016 (Annexure P-10) whereby passport of the petitioner has been impounded.
2. Amended Memo of Parties is taken on record. Registry is directed to tag the same at appropriate place.
3. Learned counsel for Union of India submits that passport has been impounded on the asking of CBI.
4. Learned counsel for CBI submits that it has not asked the passport authority to impound passport of the petitioner, however, petitioner may not be permitted to visit abroad without prior permission of trial court

because charges stand framed against the petitioner and 17 witnesses have already been examined.

5. Learned counsel for the petitioner submits that during the pendency of litigation, passport of the petitioner has expired.

6. In the wake of statements of learned counsel for the parties, the petition stands disposed of with liberty to petitioner to file an application seeking re-issuance of passport. The passport authority would consider case of the petitioner in terms of the Passport Act read with Instructions dated 25.08.1993. The petitioner would be at liberty to seek permission from trial court, if at any stage, he needs passport and wants to travel abroad.

(JAGMOHAN BANSAL)
JUDGE

05.12.2023
paramjit

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