

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

112

CWP-24614-2023

Date of Decision: 02.11.2023

Harmanpreet Singh**...Petitioner**

Versus

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

Present:- Mr. Amit Dhawan, Advocate for the petitioner
Ms. Gurneet Sagoo, Advocate for respondent Nos.1 and 2
Mr. Inderpreet Singh Kang, AAG, Punjab

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Article 226 read with Article 227 of the Constitution of India is seeking direction to respondent No.2 to re-issue him passport.
2. Learned counsel for the petitioner *inter alia* contends that the petitioner was issued passport on 15.12.2021 after verifying his antecedents. The passport of the petitioner got misplaced, thus, he applied for re-issuance of the passport. The respondent declined request of the petitioner on the ground that there is adverse police report.
3. The petitioner has been implicated in two criminal cases, however, police has not filed challan in any of the case. In one case, the petitioner has been found innocent, thus, he is entitled to passport.

4. Learned State counsel submits that it is factually correct that cancellation report has been filed in one FIR and investigation is pending in another FIR.
5. Learned counsel for the respondent Nos.1 and 2 submits that petitioner was called upon to appear before passport authority vide communication dated 26.09.2023, however, he has not come forward.
6. Learned counsel for the petitioner disputes the aforesaid statement.
7. Without commenting upon contradictory statement of both sides, the petitioner is directed to appear before respondent No.2 on 23.11.2023 at 10:00 AM. Respondent No.2 shall decide application of the petitioner in the light of statement of learned State counsel as well as judgment of ***Mohan Lal @ Mohna Versus Union of India and Others; 2023 SCC OnLine 1391*** passed by this Court. The application of the petitioner shall be disposed of within four weeks from 23.11.2023.
8. Disposed of in above terms.

(JAGMOHAN BANSAL)
JUDGE

02.11.2023
Mohit Kumar

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