

PARMEET SINGH

....PETITIONER

Vs.

UNION OF INDIA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Amit Bansal, Advocate
for the petitioner.

Ms. Monica Chawla, Central Govt. Counsel
for the respondents-Union of India.

Mr. Inderpreet Singh Kang, AAG, Punjab.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioner through the instant petition under Articles 226/227 of the Constitution of India is seeking quashing of Show Cause Notice dated 25.05.2023 along with all subsequent proceedings initiated thereupon.

2. The petitioner was implicated in FIR No. 152 dated 01.07.2017 under Sections 341, 324, 323, 148 and 149 IPC, registered at Police Station Sadar Patiala, District Patiala. The police after completing investigation filed cancellation report, which is yet to be accepted by trial Court. The petitioner has preferred CRM-M-27819-2022, which is pending before this Court for 09.03.2024. The petitioner approached trial Court seeking directions to respondents to issue passport. The trial Court vide order dated 10.04.2023 granted permission to the petitioner to get renewed his passport. The police in its report raised no objection in view of order of trial Court, nevertheless, the respondent has issued show cause notice.

3. Case of the petitioner is squarely covered by judgment of this Court in **Mohan Lal @ Mohna vs. Union of India and others 2023 SCC Online P&H 1391**.
4. On being confronted with abovesaid judgment of this Court, counsel for the respondents expressed her inability to controvert the applicability of the said judgment to the facts of the present case. She further failed to support show cause notice wherein it has been noticed that police has no objection if passport is issued.
5. In the wake of above facts and findings, the respondents are directed to decide application of the petitioner in the light of abovesaid judgment of this Court as well as order dated 10.04.2023 passed by Additional Chief Judicial Magistrate, Patiala. The needful shall be done within 6 weeks from today.
6. In view of the above, the present petition stands disposed of.

[JAGMOHAN BANSAL]
JUDGE

18.12.2023
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No