

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Sr. No.105

CWP-2250-2024
Date of decision : 02.02.2024

Kamaljit Kaur Sandhu

..... Petitioner

VERSUS

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Balbir Singh Sewak, Advocate, for the petitioner.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of notice dated 24.02.2021 whereby respondent No.2 had called upon the petitioner to show cause as to why passport No.U9336934 dated 04.02.2021 should not be impounded.

2. The petitioner was issued passport on 04.02.2021 and it is valid upto 03.02.2031. The respondents have received adverse report from police authorities and in view of the said report, respondents have issued notice/letter dated 24.02.2021, calling upon the petitioner to show cause as to why the passport should not be impounded and action be taken against him.

3. Mr. Balbir Singh Sewak, Advocate, submits that the petitioner has already filed reply dated 16.05.2023 to the aforesaid show cause notice, however, till date, respondents have not passed order.

4. Notice of motion.

5. Ms. Neha Jaggi, Sr. Panel Counsel, accepts notice on behalf of the respondents-Union of India. She submits that respondents have issued

show cause notice in accordance with law and the petitioner has not filed reply to said show cause notice. Thus, it could not be adjudicated.

6. This Court does not find any *prima facie* illegality in the impugned show cause notice warranting interference of this Court. The petitioner is duty bound to file reply to said show cause notice. As per the petitioner, he has already filed reply and as per respondents, they have not received the reply.

7. Without delving into controversy of filing or non-filing of reply, the petition stands disposed of with a direction to the passport authority to decide show cause notice within two months from today, considering Annexures P-3 and P-4 as reply to the impugned show cause notice.

(JAGMOHAN BANSAL)
JUDGE

02.02.2024
Ramandeep Singh

Whether speaking / reasoned	Yes/No
Whether Reportable	Yes/No