

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

CWP-2484-2024

Date of decision: 05.02.2024

SUKHDEV SINGH

....PETITIONER

Vs.

UNION OF INDIA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. S.S. Momi, Advocate
for the petitioner.

Mr. Amit Sharma, Senior Panel Counsel
for respondent Nos. 1 and 2-UOI.

Mr. Raman Sharma, Addl. A.G., Haryana.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioner through the instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondents to release his passport No. V0539251 (Annexure P-3) which is valid till 11.03.2031.

2. The petitioner was issued passport on 08.04.2011 which was valid upto 7.4.2021. The petitioner was re-issued passport on 12.03.2021 which is valid till 11.03.2031. The respondent-authority impounded passport of the petitioner while he was travelling from Canada to India. Two FIRs were registered against the petitioner. The petitioner vide judgment dated 29.10.2020 has been subjected to sentence of fine of Rs. 2,000/- in FIR No. 155 dated 13.11.2019. FIR No. 43 dated 23.02.2018 is pending against the petitioner. Police has already filed challan and petitioner is on bail.

3. Learned counsel for petitioner submits that respondents have wrongly impounded passport of the petitioner. He was never granted opportunity of hearing prior to impounding his passport.

4. On being confronted with the aforesaid facts, learned counsel for respondent Nos.1 and 2 submits that competent authority would pass speaking order after granting opportunity of hearing to the petitioner within 08 weeks from today.

5. In view of statement of learned counsel for the respondents, the present petition is disposed of with a direction to respondents to pass speaking order qua impounding of passport of the petitioner. The order shall be passed after granting opportunity of hearing to the petitioner. Needful shall be done within 08 weeks from today.

05.02.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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