

2024:PHHC:039701

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-3582-2024
Date of decision: 20.03.2024

ANIL KOCHAR

...PETITIONER

Vs.

UNION OF INDIA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Ms. Komal Preet Kaur, Advocate for
Mr. Deepak Arora, Advocate
for the petitioner.

Mr. Indresh Goel, Senior Panel Counsel
for Union of India.

Mr. Aman Dhir, DAG, Punjab.

JAGMOHAN BANSAL, J (ORAL)

1.

The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondents to issue him passport.
2.

Counsel for the petitioner *inter alia* submits that petitioner has been embroiled in two FIRs. Police after completing investigation has already presented challan in both i.e. FIR No.149 dated 07.09.2016 under Sections 420 and 506 IPC registered at Police Station Civil Lines Bathinda, District Bathinda and FIR No. 27 dated 31.05.2019 under Section 61 of Punjab Excise Act, 1914 registered at Police Station Taragarh, District Pathankot. He further submits that in view of Notification No. 570 dated 25.08.1993, the petitioner may be issued passport.
3.

As per afore-cited notification, trial court is court of competent jurisdiction to issue direction to passport authority where challan has already been presented.

4. Faced with this, counsel for the petitioner seeks permission to withdraw the instant petition with liberty to approach trial court in terms of afore-cited Notification.
5. Dismissed as withdrawn with liberty as aforesaid.

20.03.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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