

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

112

CWP-5204-2024
Date of Decision: 04.03.2024

Parveen ...Petitioner

Versus

Union of India and others ...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Ms. Nisha Rana, Advocate for the petitioner
Mr. Amit Sharma, Senior Panel Counsel,
for Union of India-respondent Nos.1 to 3.
Mr. Raman Sharma, Addl. A.G., Haryana.

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. The petitioner applied for passport vide application dated 18.02.2024 (Annexure P-2). An FIR No.282 dated 23.05.2021 under Sections 3 & 7 of Essential Commodities Act, 1955 and Sections 420 & 120-B of Indian Penal Code, 1860 has been registered against him at Police Station Bhiwani, City Bhiwani. The petitioner has moved representation dated 05.06.2023 (Annexure P-6) to the respondents, but to no avail.

3. Learned counsel for the petitioner *inter alia* contends that petitioner in aforesaid FIR is on bail and trial is going on. He further submits that in view of Notification No. 570 dated 25.08.1993, the petitioner may be issued passport.
4. As per afore-cited notification, Trial Court is Court of competent jurisdiction to issue direction to passport authority where challan has already been presented.
5. Faced with this, learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to approach Trial Court in terms of afore-cited Notification.
6. Dismissed as withdrawn with liberty as aforesaid.

(JAGMOHAN BANSAL)
JUDGE

04.03.2024
Manoj

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