

2024:PHHC:048961

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

104

CWP-8119-2024
Date of decision: 10.04.2024

YOGESH DHALL

....PETITIONER

Vs.

UNION OF INDIA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. M.S. Kathuria, Advocate
for the petitioner.

Mr. Hemant Hans, Central Government Counsel
for the respondent-Union of India.

JAGMOHAN BANSAL, J (ORAL)

1.

The petitioner through instant petition under Article 226 of the Constitution of India is seeking direction to respondents to re-issue him passport.
2.

Counsel for the petitioner *inter alia* contends that petitioner is facing trial in FIR No.145 dated 08.07.2017 under Sections 420, 467, 468, 471, 120-B of Indian Penal Code, 1860 (for short ‘IPC’) registered at Police Station Sadar Yamuna Nagar, District Yamuna Nagar. He further submits that in view of Notification No. 570 dated 25.08.1993, the petitioner may be issued passport
3.

Notice of motion.
4.

Mr. Hemant Hans, Central Government Counsel, who on advance notice is present in Court, submits that as per afore-cited notification, trial court is court of competent jurisdiction to issue direction to passport authority where trial is pending, thus, petitioner has remedy to approach the Trial Court for the issuance of passport.

5. Faced with this, learned counsel for the petitioner submits that the Trial Court may be directed to decide his application expeditiously.

6. In the wake of statement of both sides, the present petition stands disposed of with liberty to the petitioner to approach the Trial Court. If he files an application, the Trial Court is requested to decide his application expeditiously in terms of Notification No.570 dated 25.08.1993.

10.04.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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