

**266 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**Neutral Citation No. 2024:PHHC:008914
CRM-M-37222-2023**

Date of Decision: January 23, 2024

Rohini and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Gurpreet Singh, Advocate for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

Petitioners were allowed anticipatory bail vide order dated 15.01.2020 passed by the co-ordinate Bench of this Court in CRM-M-36256-2019 (Annexure P-1). One of the conditions to grant the bail was that petitioners shall surrender/deposit their passports with the Investigating Agency within one week.

2. Learned counsel for the petitioners contends that petitioners require their passports temporarily for a short period to be produced before the Passport Authorities for getting prepared passport of their minor daughter Tanaya, aged 2.5 years. They moved necessary application before the Area Magistrate, but the said application was dismissed vide order dated 24.04.2023. It is also submitted by learned counsel for the petitioners that though the passports of the petitioners were handed over to the Investigating Agency, but the same were tagged with the challan, which is pending now before the Court concerned.

3. Learned State counsel has opposed the prayer made by learned counsel for the petitioners.

4. Having regard to the facts and circumstances of the case as noted above and also the fact that the petitioners do not want their passport permanently till conclusion of the trial, rather they want their passports only for an interim period, so that they can get prepared the passports of their daughter, the present petition is hereby allowed. The Court concerned is hereby directed to release the passports of the petitioners for a period of one month, which will be effective from the date of releasing the passports by the Court concerned. This shall be subject to furnishing necessary security bonds in the sum of Rs.1,00,000/- each by both the petitioners, with surities of like amount.

In case, passports of the petitioners are not returned by them within one month from the date of releasing the passports, apart from forfeiture of the security amount, the bail granted to both the petitioners shall be liable to be cancelled.

January 23, 2024

sarita

(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No