

103 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-990-2025 (O/M)

Date of decision : 23.01.2025

Manpreet Kaur

..... Petitioner

Versus

Union of India and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present :- Mr. Hashandeep Singh, Advocate
for the petitioner.

Ms. Amrita Singh, Advocate for
Mr. Amit Sharma, Advocate
for respondent-UI.

Mr. Navneet Singh, Senior DAG Punjab.

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HARSH BUNGER, J. (ORAL)

1. Petitioner (Manpreet Kaur) has filed the instant civil writ petition under Articles 226/227 of Constitution of India, inter alia, seeking a writ in the nature of mandamus for directing respondents No. 1 to 3 to renew/issue passport of the petitioner, which is stated to be pending since 03.05.2023.

2. Briefly, petitioner is stated to have been issued a passport bearing No. V9066506 from Indian Consulate Milan on 17.05.2021, wherein the date of expiry is stated as 16.05.2031. It is stated that the petitioner lost her passport, accordingly, she applied for re-issuance of her passport on 03.05.2023 and in response thereto, petitioner received an e-mail from Indian Consulate, Milan on 22.05.2024 stating that printing of her passport in India has been stopped due to pending police verification with the remarks “applicant matrimonial status wrong”.

Petitioner states that she is permanent resident of Italy and wants to proceed with her permanent residency status in Italy, for which she needs a valid Indian passport.

3. In the aforementioned circumstances, the petitioner has filed the instant civil writ petition for the relief(s), as notice hereinabove.

4. During the course of hearing, it has been noticed that the instant civil writ petition has been filed by the petitioner through her Special Power of Attorney, namely, Shri Kamal Hero and only a photocopy of the special power of attorney, which is more like an authority letter has been attached with this petition. The Special Power of Attorney is neither stamped by any authority in Italy nor the same appears to have been embossed from the competent authority in the State of Punjab/Haryana, so as to be valid. Accordingly, the instant civil writ petition is dismissed, however, with liberty to the petitioner to file a fresh writ petition on the same cause of action through her duly constituted special power of attorney after attaching a valid special power of attorney (duly embossed by authorities in State of Punjab or Haryana, as the case may be).

5. Pending application (s), if any, shall also stand closed.

(HARSH BUNGER)
JUDGE

23.01.2025
sjks

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No