

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-11610-2025 (O/M)

Date of decision : 13.05.2025

Pardeep Kumar alias Rinku

..... Petitioner

Versus

Union of India and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present :- Mr. Ish Puneet Singh, Advocate
for the petitioner.

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HARSH BUNGER, J. (ORAL)

1. Prayer in the instant civil writ petition filed under Articles 226/227 of Constitution of India is for issuance of a writ in the nature of mandamus for directing respondents to issue passport to the petitioner.

2. In pursuance of advance copy of petition having been served upon respondents, Ms. Ruchita Garg, Advocate appears through video conferencing on behalf of respondents No. 1 to 3 and Mr. Nirmaljit Singh Diwana, Senior DAG Punjab appears on behalf of respondent No. 4.

2.1 Learned counsel for respondents No. 1 to 3 through her associate (who is present in Court) has produced copy of a letter dated 01.02.2024, which was issued to the petitioner, which is taken on record subject to all just exceptions. The relevant extracts of letter dated 01.02.2024 read as under :-

*“To
PARDEEP KUMAR
S/O GURDAS RAM,
VILL. MALHIWAL, PO. MALUPUR,
TEHSIL SHAHKOT, JALANDHAR – 144701
PUNJAB, INDIA*

*Subject: Clarifications required regarding issuance of
Passport facilities to Shri PARDEEP KUMAR*

*Dear Sir,
This is in reference to receipt of an adverse Police
Verification Report corresponding to your application for
passport issue, with file number JA3079079118624
dated 11/01/2024.*

*FIR 106 DT 29/04/2001 U/S 382, 34 IPC PS NAKODAR
FIR 256 DT 22-11-2012 U/S 21-61-2012 PS SHAHKOT
FIR 163 DT 26-09-2015 U/S 22-61-85 NDPS ACT PS
SULTANPUR LODHI FIR 94 DT 17-09-2015 U/S 379 B IPC
PS FATTU DHINGA DISTT KPT
YOU ARE ADVISED TO VISIT THIS OFFICE ALONGWITH
COPY OF COURT JUDGMENT OF ABOVE SAID FIR
AFTER GETTING A VALID ONLINE APPOINTMENT.*

You are therefore, called upon to provide a suitable explanation within 30 days. Please note that you are required to furnish a proper explanation regarding the circumstances under which you had suppressed the material information in your passport application. Please be informed that in case of non response within the specified period, or a non-satisfactory response, you will be denied the passport against this or any future application unless cleared in appeal by the PSP Division or Court.

Please send self attested photocopies, or originals of the documents as required. Send the documents by registered post to the address of the Regional Passport Office mentioned above. Please make sure to mention your file number and the reference number mentioned in the top block of this letter on each page/document and also on the envelope for further correspondence. If you live in the vicinity of Jalandhar or have been specifically asked to appear in person, you could choose to submit the required documents to the Superintendent Enquiry at the Regional Passport Office between 9:00 AM to 12:30 PM on all working days.

Yours Sincerely,

For Regional Passport Office, Jalandhar.”

3. It appears that subsequently, petitioner had given a letter to the Regional Passport Office, Jalandhar, requesting for closure of his file. A copy of said letter has been produced in Court today, which is also taken on record subject to all just exceptions. The relevant extracts of said letter reads as under :-

“To

*The Regional Passport Officer,
Regional Passport Office,
Jalandhar.*

Sub:- Regarding closing of file no. JA3079079118624

Sir,

With due respect I would like to state that I, Pardeep Kumar S/D/W/o Sh. Gurdas Ram DOB 15-4-1985 POB Jalandhar R/o Vill. Mathiwali PO Mahilpur, Teh. Shahkot Jalandhar Rural

Being an applicant have applied for passport facilities vide file no. JA3079079118624 without disclosing/wrong information about my Court case not mention in PP Form.

It is therefore requested that said file may be closed and issued closing letter without granting the passport facilities to me, and will apply afresh with all usual formalities.

Your act of kindness would be remembered forever.

Yours sincerely

sd/-

Signature of the applicant

Name Pardeep Kumar

Mobile 98764-60323”

4. Considering the aforesaid application submitted by the petitioner, the application for issuance of passport to the petitioner has been closed by the Passport Office, Jalandhar, vide letter dated 05.07.2024 (Annexure P-3).

5. It is noticed that the petitioner has conveniently concealed letter dated 01.02.2024, which was issued to him by the Regional Passport Office, Jalandhar and also his request for closure of passport application. Rather, in para No. 4, petitioner has made following averment :-

“4. That the petitioner had applied for a passport vide file no. JA3079079118624 on 11.01.2024 disclosing all the relevant details. The passport application of the petitioner was closed by the office of the respondent no. 3 vide letter dated 05.07.2024. Copy of the order dated 05.07.2024 is annexed herewith as Annexure P-3.”

5.1 The aforesaid act and conduct of petitioner of concealing the documents and making false averments is deprecated.

6. In view of the above, the instant civil writ petition is dismissed with costs of Rs. 10,000/-, to be paid by the petitioner in the account of Punjab and Haryana High Court Clerks' Bar Association.

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

(HARSH BUNGER)
JUDGE

13.05.2025
sjks

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No