



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

CRM-M-33050-2025
Date of Decision: **23.06.2025**

Nirvail Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Sidhant Vermani, Advocate
for the petitioner.

Mr. Manjinder Singh Bhuller, DAG, Punjab.

SANJAY VASHISTH, J. (ORAL)

1. The instant petition has been filed under Section 528 of BNSS, 2023 (482 Cr.PC.) for seeking permission to go abroad (Spain) i.e. his permanent place of employment on dated 28.06.2025, so as to enable him to continue his employment in order to earn his livelihood. Further, prayer has been made to permit the petitioner to cause his appearance through his counsel during the course of the trial proceedings before the Ld. Trial Court in case FIR No.14 dated 30.01.2023 under Sections 406/498-A/506/120-B of IPC, 1860, registered at Police Station Chattiwind Amritsar, District Amritsar.

2. Learned counsel for the petitioner refers to the order dated 09.06.2025 (Annexure P-5) passed by the Ld. JMIC, Amritsar and submits that the application is pending since then before the said Court but the same is not being decided for one reason or the other. He further explains that it is the complainant party, who has filed the transfer application (Annexure P-6) levelling certain allegations against the Presiding Officer, probably same might

have prevented the concerned Magistrate to dispose of the application filed by the petitioner in accordance with law.

He further submits that the petitioner would be satisfied if an appropriate direction is issued to the Court of Ld. JMIC, Amritsar to decide the application filed by the petitioner to go abroad (Spain) within some time bound manner.

3. On advance notice, Mr. Manjinder Singh Bhuller, DAG, Punjab puts in appearance on behalf of the respondent-State and he raises no serious objection to adhere the request of the petitioner.

4. After hearing the learned counsel for the petitioner and considering the peculiar facts and circumstances of the present case, the concerned Ld. JMIC, Amritsar is directed to decide the application filed by the petitioner to go abroad (Spain) expeditiously, however, within the month of June, 2025.

5. With the aforementioned direction, petition stands disposed of.

23.06.2025
Parveen kumar

(SANJAY VASHISTH)
JUDGE

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