

2025:PHHC:115366



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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP-25144-2025
Date of Decision: 28.08.2025**

Hardeep Kaur and another

..... Petitioners

Versus

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Digvijay Nagpal, Advocate and
Mr. Vedant Setia, Advocate
for the petitioners.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, for issuance of a writ in the nature of Mandamus, directing official respondents No.1 and 2 to release the petitioners' passports, which have been illegally impounded by the Indian High Commission in Malaysia.

2. At this stage, Ms. Gurneet Sagoo, Advocate appears on behalf of respondents No.1 to 3, in pursuance of the advance copy of paper book having already been supplied to her, and raises a preliminary objection that the present writ petition has not been instituted by the petitioners through any duly authorized attorney, as it is conceded that the petitioners are presently residing in Malaysia.

3. In response, learned counsel for the petitioners submits that as

the petitioners do not possess valid passports, they are presently not in a position to execute any attorney. He further submits that the petitioners intend to travel to India.

4. Learned counsel for respondents No.1 to 3 submits that if the petitioners are willing to travel to India, they may approach the Indian High Commission in Malaysia and apply for issuance of an Emergency Certificate/travel document. It is further submitted that in the event of such an application being filed by the petitioners, the same shall be considered and decided by the competent authority within a period of one week from the date of its submission.

5. Learned counsel for the petitioners submits that, in view of the aforesaid submissions made by learned counsel for respondents No.1 to 3, he may be permitted to withdraw the present writ petition with liberty to the petitioners to apply before the Indian High Commission in Malaysia for issuance of an Emergency Certificate/travel document, so as to enable them to travel to India.

6. Keeping in view the aforesaid submissions made by learned counsel for the petitioners, the present writ petition is dismissed as withdrawn with the liberty aforesaid.

7. All the pending application(s), if any, shall also stand closed.

28.08.2025
Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No