



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

CWP-10860-2026 (O&M)
Date of Decision: 09.04.2026

Vishal Bhagwania

...Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Ramesh Chand Sharma, Advocate
for the petitioner.

Mr. Aman Dhir, DAG, Punjab.

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to official respondents to issue Police Clearance Certificate (for short 'PCC').

2. As per petition, FIR No.54 dated 19.04.2012 registered under Sections 324, 323, 427, 148 and 149 IPC at Police Station Shahkot, District Jalandhar against petitioners and others. A compromise was affected between the parties. The police has prepared cancellation report which is yet to be submitted before Illaqa Magistrate. The petitioner applied for passport in 2016 which was issued on 28.07.2016. It is valid up to 27.07.2026. He went abroad on a visa which was valid till 19.08.2021. He is staying in Portugal and needs PCC for getting permanent residency. He has filed representations seeking PCC but to no avail. Police in **CRM-M-25020-2019** has already undertaken to file cancellation report. The cancellation report was prepared prior to November' 2023 still it has not been filed.

3. As per petitioner, cancellation report still has not been filed, however, learned State counsel is claiming that cancellation report has been prepared yet not been filed.

4. On being pointed out judgment of this Court in '*Mohan Lal @ Mohna v. Union of India*', 2023 SCC OnLine P&H 1391, learned State counsel concedes that Investigating Agency has neither filed cancellation report nor police report under Section 173 Cr.P.C., thus, police clearance certificate can be issued.

5. In the backdrop, the respondent is directed to consider petitioner's case in the light of aforecited judgment and do the needful within two weeks from today.

6. ***Disposed of.***

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

(JAGMOHAN BANSAL)
JUDGE

09.04.2026
Prince Chawla

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No