

2025:PHHC:063132



109

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

**CWP-13425-2025
Date of Decision: 12.05.2025**

Sumit

..... Petitioner

Versus

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Himanshu Setia, Advocate for
Mr. Mohit Kakkar, Advocate
for the petitioner.

Mr. Arnav Kumar, Advocate
for respondent No.2.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, for issuance of a writ in the nature of Mandamus to direct respondent No.2 to issue passport of the petitioner.

2. During the course of hearing of the instant matter, learned counsel for the petitioner has not disputed the fact that the petitioner is involved in case bearing FIR No.124 dated 16.04.2018, registered under Sections 148, 149, 307, 120-B, 452 & 285 of the Indian Penal Code and Sections 25 & 27 of the Arms Act, at Police Station Sadar Jind, Haryana. It is further stated that charges in the said case already stand framed and

presently, the case is at the stage of prosecution evidence.

3. Learned counsel for respondent No.2 submits that since FIR No.124 dated 16.04.2018 is pending trial against the petitioner before the trial Court; accordingly, he is required to submit an order from the concerned Court, permitting him to depart from India, in terms of the Government Instructions issued vide G.S.R. 570(E) dated 25.08.1993.

4. Faced with this situation, learned counsel for the petitioner submits that he may be permitted to withdraw the instant writ petition with liberty to the petitioner to approach the concerned Court where the trial is pending against him in FIR No.124 dated 16.04.2018, so as to seek permission to depart from India in terms of the Government Instructions issued vide G.S.R. 570(E) dated 25.08.1993; and thereafter, to apply afresh for issuance of his passport.

5. Ordered accordingly.

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

12.05.2025

Apurva

**(HARSH BUNGER)
JUDGE**

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No