

FAQs on Imposition of Penalty under section 12(1A) of the Passport Act, 1967 for not surrendering Indian passport/traveling on Indian Passport after acquisition of foreign citizenship.

- (a) **Whether penalty is to be imposed for retention of Indian Passport beyond three years when the passport has not been used?**

Yes, retention fee of Rs.10,000/- needs to be charged.

- (b) **What would be maximum penalty when a person has traveled more than five times on Indian passport after obtaining foreign nationality and also got the Indian passport re-issued?**

Rs. 50,000/- for travel and Rs. 25,000/- for re-issue.

- (c) **When passport got re-issued after acquiring foreign nationality and retained the passport for more than three years what would be the Penalty?**

Rs.25,000/-. (When re-issue penalty is charged, no additional penalty for retention). For travel, if any, penalty as prescribed for travel may be charged.

- (d) **What would be the penalty if the duplicate Indian passport is got issued on loss or damage, after acquiring foreign nationality?**

Duplicate issue of passport be treated as re-issue and penalty be charged accordingly.

- (e) **Whether the maximum Rs.50,000/- is all inclusive or for travel only? Would additional penalty be imposed for retention of passport beyond three years and re-issue?**

Rs 50,000/- maximum is for travel only. Additional penalty for retention/reissue, as applicable, be charged.

- (f) **What is the penalty if a person has obtained miscellaneous services Such as change of address, spouse name addition, etc. after acquisition of foreign nationality?**

If miscellaneous services taken after acquisition of foreign nationality (after three months' grace period), a penalty of Rs10,000/- for each occasion be imposed.(i.e. if more than one miscellaneous services were taken at one time, only one penalty of Rs.10,000/- be imposed).

- (g) A person travels on Indian passport within three years of acquiring foreign nationality, however passport also expires within the 3 years period but retained, what would be the penalty?**

Penalty of Rs10,000/- for retention beyond three years will also apply.

- (h) A person becomes citizen from the date of issue of certificate of naturalization. Many persons thereafter do not obtain passport from the country of naturalization.**

These penalty provisions will apply in such cases after three months' grace period from the date of naturalization.

- (i) It may be noted that the penalty charges will be made applicable only for passports whose final validity expired on or after 1st January 2005.**