

In the High Court of Punjab and Haryana at Chandigarh

C.W.P. No. 20935 of 2015 (O&M)
Date of Decision: November 26, 2015

Suba Ram Sharma

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

Present: Mr. Vivek Goel, Advocate,
for the petitioner.

Paramjeet Singh, J. (Oral)

CM-15128-CWP-2015

Instant application has been filed under Section 151 C.P.C. for fixing the main writ petition for hearing, which was adjourned sine die.

For the reasons recorded in the CM, same is allowed. C.W.P. No. 20935 of 2015 is fixed for hearing today.

CWP No. 20935 of 2015

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari setting aside order dated 26.09.2012 (Annexure P/2) passed by

(Annexure P/3) passed by Commissioner, Faridkot whereby Arms Licence No.1209/DM/Faridkot, belonging to the petitioner was cancelled.

The only ground raised by learned counsel for the petitioner in this writ petition is that the petitioner has been convicted in case FIR No. 410 dated 16.01.2007, under Section 18 of the Narcotic Drugs and Psychotropic Substances Act, registered at Police Station City Faridkot and sentence of the petitioner has been suspended. There is no suspension of conviction, only sentence has been suspended. Learned counsel for the petitioner states that criminal appeal i.e. CRA-S-631-SB of 2011 filed by the petitioner against his conviction is yet to be decided.

Since, criminal appeal is yet to be decided, instant writ petition apparently appears to be pre-mature. In view of above, learned counsel for the petitioner states that he may be permitted to withdraw the instant writ petition with liberty to file a fresh one at the appropriate stage.

Dismissed as withdrawn with the aforesaid liberty.

November 26, 2015
vkd

[Paramjeet Singh]
Judge