

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Civil Writ Petition No.11621 of 2016
Date of Decision: February 07, 2017

Sukhdev Singh

...Petitioner

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR.JUSTICE AMIT RAWAL, JUDGE

Present: Mr.H.S.Dhandi, Advocate,
for the petitioner.

Ms.Monica Chhibber Sharma, DAG, Punjab,
for the State.

AMIT RAWAL, J. (Oral)

The challenge in the present writ petition is to the order dated 12.5.2015 (Annexure P-3) passed by the Deputy Commissioner of Police, Ludhiana, whereby, owing to the pendency of the FIRs bearing No.140 dated 16.10.2004, 14 dated 16.1.2011, 121 dated 24.7.1998 and 16 dated 24.4.2009, the arms licence bearing No.2514/DM/Ludhiana/SHWL/Nov.-1996 in favour of the petitioner has been cancelled.

Mr.H.S.Dhandi, learned counsel for the petitioner has drawn the attention of this Court to paragraphs 4 to 6 of the writ petition to contend that in two cases, the petitioner has been acquitted and in two FIRs, cancellation reports have been submitted.

Ms.Monica Chhibber Sharma, learned Deputy Advocate General, Punjab representing the State submits that as per paragraph 1 of the preliminary objections, there are 8 FIRs against the petitioner, out of which

in four, the petitioner is facing trial, in two cases cancellation reports were prepared and in two FIRs, the petitioner has been acquitted by the criminal courts. However, this fact has also been rebutted and refuted by the petitioner. Mr.Dhandi submits that the registration of the FIRs, as indicated in the written statement, is during the pendency of the writ petition.

I have heard the learned counsel for the parties and appraised the paper book.

Since the parties at variance with regard to registration of FIRs, I deem it appropriate to dispose of the present writ petition with a direction to the Deputy Commissioner of Police, Ludhiana to take into account the application of the petitioner with regard to renewal of the aforementioned arms licence by calling upon the petitioner, in essence give effective opportunity to refute the allegations as indicated in the written statement and pass a speaking order within one month from the date of receipt of certified copy of this order.

With the aforementioned observations, the writ petition stands disposed of.

February 07, 2017
ramesh

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable:

Yes/No