

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

CWP No.8912 of 2014 (O&M)
Date of decision: July 18, 2017

Mangat Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ranjit Sharma, Advocate for the petitioner.
Mr. Vikas Mohan Gupta, Addl. Advocate General, Punjab.

Rajan Gupta, J.(oral)

Petitioner has prayed for a writ in the nature of certiorari for quashing order dated 20.9.2011 (Annexure P-5), whereby his application for revival of Arms Licence was rejected. It has been urged before the court that the application was rejected in view of FIR No.244 dated 4.11.2006, under sections 326/324/34 IPC, registered at Police Station Jandiala Guru, District Amritsar, in which name of the petitioner figured. During the pendency of case, a compromise was entered into between the parties. On the basis of same, Crl. Misc. No.13708-M of 2010 was filed before this court. A coordinate bench (Sabina, J.) vide order dated July 13, 2010, was pleased to quash the FIR. Counsel for the petitioner has also drawn the attention of the court to the statements of the parties recorded by the court below, placed on record by way of CM No.882 of 2017. He submits that in view of same, the matter needs reconsideration.

I find substance in the submissions made by counsel for the

petitioner. The State counsel does not dispute the fact that the FIR has been quashed. He submits that he has no instructions regarding any other proceedings pending against the petitioner.

In view of above, the order dated 20.9.2011 (Annexure P-5), passed by District Magistrate, Amritsar is hereby set-aside. The matter is remanded to the same authority for decision afresh after affording opportunity of hearing to the parties.

Allowed in these terms.

(RAJAN GUPTA)
JUDGE

July 18, 2017
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No