

CWP No.25813 of 2016 -1-

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

**CWP No.25813 of 2016
Date of decision: 17.4.2018**

Pooja Armoury through its proprietor

...Petitioner

Versus

State of Punjab and others

...Respondents

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Mr.Jagjit Gill, Advocate for the petitioner.

Mr.H.S.Sitta, AAG Punjab.

Rakesh Kumar Jain, J.

This petition is filed against the order dated 18.10.2016 passed by respondent No.1 by which application filed by the petitioner for renewal of its Arm Dealership Licence No.12 (23/2001) has been cancelled.

Counsel for the petitioner has submitted that the impugned order dated 18.10.2016 is totally non speaking as no reason has been given in the said order for cancellation of the license.

Learned State counsel could not defend the impugned order because it is devoid of any reason. He has also submitted that the licensing authority has a right to suspend a license or revoke the same. Be that as it may the fact remains that the impugned order is totally silent. It is proposed that the impugned order may be set aside and the matter may be remanded back to the competent authority to pass a speaking order after giving an opportunity of hearing to the petitioner to put up his case.

Therefore, keeping in view the stand taken by both the parties, the present petition is allowed and the impugned order dated 18.10.2016 is set aside. The matter is remanded back to the competent authority i.e. Department of Home Affairs, Punjab, Chandigarh to decide the same once again after giving reasons granting renewal or denying the same. If need be, the petitioner may also be given opportunity for the purpose of presenting the original documents. It is needless to mention that competent authority to whom the matter is remanded back, shall pass a speaking order within a period of six months from the date of receipt of certified copy of this order.

April 17, 2018
Meenu

(Rakesh Kumar Jain)
Judge

Whether speaking / reasoned	:	Yes/No
Whether reportable	:	Yes/No