

**Sr. No.203
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP No.4359 of 2014 (O&M)

Date of Decision: 09.05.2019

Balbir Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. J.S.Dadwal, Advocate,
for the petitioner.

Mr. Abhaypal Singh Gill, AAG, Punjab.

ARUN MONGA, J.(ORAL)

CM No.5618-CWP of 2019

Application is allowed, as prayed for.

Annexures P-11 and P-12 are taken on record.

Main case

The short controversy, in the present case, raised by the petitioner is whether the impugned order dated 06.04.2010 (Annexure P-8) passed by the Registrar, Shaheed Bhagat Singh Nagar, whereby his licence to practice as 'Deed Writer' could have been revoked on the ostensible ground that the same was issued by the Deputy Commissioner and not by the Registrar is sustainable or not?

2. Having heard learned counsel for the petitioner as also learned State counsel and on perusal of the record appended with

the writ petition, I find that impugned order is not sustainable as the very basis of revoking the licence issued to the petitioner to practice as 'Deed Writer' was that the same had been issued by the Deputy Commissioner. A perusal of the original licence (Annexure P-4) issued to the petitioner leaves no manner of doubt that the same was not issued by the Deputy Commissioner as stated in the impugned order. The said licence, in fact, has been issued by the Registrar, predecessor-in-interest, at the relevant time

3. In view thereof, the impugned order dated 06.04.2010 (Annexure P-8) is quashed and the original licence is held to have been issued in accordance with Punjab Document Writer Licensing Rules, 1961.

4. However, the petitioner is at liberty to seek renewal of his licence, in accordance with law, since the same is stated to have expired and if he is held entitled thereto, the same shall be issued within a period of 3 months from the date of his application seeking renewal of the same.

5. Petition stands disposed of.

(ARUN MONGA)
JUDGE

09.05.2019
vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No