

(In virtual Court)

CWP No.14819 of 2021

Date of Decision: 05.08.2021

Sita Rani

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. Rajesh Bhatheja, Advocate
for the petitioner.**RAJBIR SEHRAWAT, J. (ORAL)**

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ, order or direction, especially in the nature of Certiorari for quashing of impugned order dated 15.07.2020 (Annexure P-5) passed by respondent No.1, vide which, Arms and Ammunition Licence of the petitioner has been cancelled.

A bare perusal of the order passed by the authorities shows that the petitioner has been found to be not conducting the business of the Arms dealership in her own capacity. Rather, her son is found conducting the said business. Learned counsel for the petitioner has failed to point out any rule under which the petitioner could assign the business or licence of Arms dealership to her son. Not only that, huge discrepancies have been found qua the arms in the stock and physical presence thereof; at the time of inspection. The son of the petitioner, who is stated to be running the said business, is involved in five FIRs, relating to the misuse of the Arms only.

In view of the above, this Court does not find any ground to interfere with the order passed by the statutory authorities. Hence, the present petition is dismissed.

However, learned counsel for the petitioner has submitted that certain stock of unsold arms is lying in the premises of the petitioner and the petitioner is entitled to the proceed of sale of the said unsold arms. Besides this, the arms of certain other persons are also lying deposited at the premises of the petitioner. Those are also to be disposed of.

Needless to say that the authorities shall proceed with taking possession of the stock of arms lying at the premises of the petitioner and shall proceed further to deal with the same, in accordance with law.

(RAJBIR SEHRAWAT)
JUDGE

05.08.2021
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Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No