

105.

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

CWP-12084-2022

Date of Decision: 30.05.2022

DILBAG SINGH

.... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. P.K.S. Phoolka, Advocate,
for the petitioner.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India seeking a writ to be issued in the nature of Mandamus directing respondent No.3 to grant/renew the arms licence of the petitioner herein.

In brief, the facts are that the petitioner had been issued an arms licence for double barrel 12 bore gun which was valid upto 20.06.2010 and thereafter, the petitioner applied for renewal of the licence on 22.03.2011. The petitioner also deposited his gun in the Gun House on 17.08.2011. However, on account of having suffered an injury, he could not proceed with the matter, even though there is a recommendation for his arms licence to be renewed.

Counsel appearing on behalf of the petitioner would contend that the petitioner filed a representation for renewal of his arms licence but no orders were passed thereon. He has again approached the District

Magistrate for renewal of his licence but to no avail. Aggrieved against the inaction of the respondent, the present writ petition has been filed.

Notice of motion.

At this stage, Mr. Pawan Sharda, Senior DAG, Punjab, who is present in Court, accepts notice on behalf of respondents.

I have heard learned counsel for the petitioner and find that the arms licence had expired as far back as in 2010 and thereafter, the petitioner had deposited his gun in the Gun House. There is also a recommendation available on the record by the SSP, Batala raising no objection to the renewal of the licence. However, since much water has flown since the time the application was initially filed for renewal of the licence, it would be appropriate to direct the petitioner herein to apply afresh. In case the petitioner does so within one month from today, the same will be considered in accordance with law by the respondents, preferably within a period of 3 months of receipt of the application.

Present petition is disposed of accordingly.

30.05.2022

sanjeev

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No