

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

CWP-3845-2021 (O&M)

Date of Decision: 2nd May, 2023

Ram Chander

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Yagsimant Attri, Advocate for the petitioner.

Mr. Sharad Aggarwal, Deputy Advocate General, Haryana.

AVNEESH JHINGAN , J.(Oral)

1. This petition is filed seeking quashing of orders dated 8.11.2019 and 5.1.2021 cancelling the arms licence of the petitioner and dismissing the appeal respectively.

2. Brief facts are that arms licence No. 608/DM/KTL/OCT/1992 relating to NPB 32 bore revolver No. FG20893 was issued to the petitioner under the Arms Act, 1959 (for short 'the 1959 Act'). There was a family dispute and the daughter-in-law of the petitioner got registered an FIR No. 251 dated 29.5.2019 under Sections 323, 506, 34, 188 IPC, 1860 and under Sections 27 and 30 of the 1959 Act registered at P.S. Pundri. The arms licence of the petitioner was cancelled and he was unsuccessful in appeal. Hence, the present petition.

3. Learned counsel for the petitioner submits that one of the main cause for cancellation of the arms licence was involvement of the petitioner in FIR No. 251 in which the petitioner was acquitted on 23.11.2021 by Judicial Magistrate First Class, Kaithal.

- 4.Learned State Counsel defends the impugned order.
5. There is subsequent development in the case i.e. acquittal of the petitioner in FIR No. 251, the basis for cancellation of the licence has been eroded, consequently the impugned orders are set aside and the matter remanded to respondent No.2 to decide afresh on merits without being influenced by the impugned orders.
6. Petition is disposed of.
7. Since the main case is disposed of, pending application(s), if any is rendered infructuous.

(AVNEESH JHINGAN)
JUDGE

2nd May, 2023
anuradha

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