

CWP No. 6070 of 2021

[1]

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP No. 6070 of 2021

Date of decision: 7th February, 2023

Karamjit Singh

Petitioner

Versus

State of Punjab and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Ramneek Vasudeva, Advocate for the petitioner.
Mr. Rajesh Mehta, Addl. AG, Punjab.

AVNEESH JHINGAN, J (Oral):

The writ petition in the nature of *Certiorari* is filed seeking quashing of orders 17.12.2019 and 9.10.2020 cancelling the arms licence of the petitioner and rejecting the appeal respectively.

The petitioner was granted arms licence on 5.10.2018. On 29.7.2019, FIR No. 99 under Section 307 IPC and Sections 25 and 30 of the Arms Act, 1959 was registered at the instance of Gurpreet Singh. The allegations in the FIR were that the licensed weapon was used to fire at the complainant.

Learned counsel for the petitioner submits that the basis of cancellation of the arms licence no longer exists as the State has filed cancellation report which is pending in court concerned.

Learned counsel for the State submits that the cancellation report was filed.

The cancellation of the arms licence of the petitioner was mainly on the ground of his involvement in FIR No. 99 where allegedly the licensed weapon was used.

There is change in circumstances as the report for cancellation of the FIR was filed by the police.

Without commenting on the merits of the case, taking into account the change in circumstances, the impugned orders are set aside and matter is remanded back to respondent No. 3 to decide the issue afresh after providing opportunity of hearing to the petitioner.

The petitioner shall appear before respondent No. 3 on 14.3.2023 at 11.00 AM.

The petition stands disposed of.

[AVNEESH JHINGAN]
JUDGE

7th February, 2023
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |