

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

CWP NO. 7884 of 2022 (O&M)

DECIDED ON: 20th February, 2023

Gurpreet Singh

.....PETITIONER

VERSUS

State of Punjab and others

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Rishu Garg, Advocate for petitioner.

Mr. Charanpreet Singh, AAG Punjab.

AVNEESH JHINGAN, J (ORAL)

This writ petition in the nature of Certiorari is filed seeking quashing of orders dated 29.8.2019 and 4.8.2021 cancelling Arms licence of the petitioner and dismissing the appeal respectively.

The brief facts are that the petitioner was possessing Arms licence No.366/DM/MNS/DUP/BDLD/0716/147 for Revolver and a double barrel gun. Petitioner was involved in FIR No. 24 dated 12.3.2017 under Section 302/307/148/149/120-B IPC and 25 of Arms Act, 1959 registered at Police Station Bareta District Mansa.

The licence of the petitioner was cancelled on the ground that the petitioner was involved in FIR No. 24 dated 12.3.2017 and his carrying fire arm weapon would not be in public interest. The appeal against the impugned order was dismissed. Hence, the present petition is filed.

Learned counsel for the petitioner submits that the petitioner was discharged in the criminal case i.e. FIR No. 24 dated 12.3.2017, vide order dated 3.6.2017 and the said aspect has not been considered.

Learned State counsel is not in a position to rebut the factual contention made by learned counsel for petitioner.

Without commenting upon the merits of the case and considering that the discharge of the petitioner in the FIR was not taken into consideration consequently, the impugned orders are set aside and the matter is remanded back to respondent No.3 to decide the matter afresh.

The petitioner is directed to appear in the office of respondent No.3 on 27.3.2023 at 11:00 AM.

Since the main case has been decided, pending application, if any is rendered infructuous.

20th February, 2023
reema

(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>