

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP No. 4974 of 2017 (O&M)

Date of decision: 15th May, 2023

Jaswant Singh

Petitioner

Versus

State of Punjab and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Pardeep Kumar, Advocate for the petitioner.
Mr. Charanpreet Singh, AAG, Punjab.

AVNEESH JHINGAN, J (Oral):

1. This petition is filed seeking quashing of orders dated 12.2.2015 and 27.7.2016 cancelling the arms licence of the petitioner and dismissing the appeal respectively.

2. Brief facts are that the petitioner was holding arms licence No. 310/D.M.P.S. Jaurkian. He applied for renewal of arms licence. The arms licence of the petitioner was cancelled on the ground that three FIRs (i) No. 20 dated 11.5.2011, under Sections 379, 323, 148, 149 IPC, Police Station Jaurkian, (ii) No. 118 dated 5.10.1999 under Sections 326, 323, 452, 148, 149 IPC, Police Station City-1, Mansa and (iii) No. 8 dated 18.2.2013, under Sections 307, 323, 34 IPC and Sections 25 and 27 of the Arms Act, 1959, Police Station Kot Dharmu-I were registered against the petitioner. The appeal filed by the petitioner was dismissed on 27.7.2016. 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 above mentioned three FIRs

- 4. Learned State Counsel defends the impugned order.
- 5. There is subsequent development in the case i.e. acquittal of the petitioner in three FIRs, the basis for cancellation of the licence has been eroded, consequently the impugned orders are set aside and the matter remanded to respondent No.3 to decide afresh on merits without being influenced by the impugned orders.
- 6. The petition is disposed of.
- 7. Since the main case is disposed of, pending application(s), if any is rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

15th May, 2023
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |