

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

CWP No. 27704 of 2019 (O&M)

DECIDED ON: 25th January, 2023

Dina Nath

.....PETITIONER

VERSUS

State of Haryana and others

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Raghav Sharma, Advocate for petitioner.

Mr. Samarth Sagar, Addl. AG Haryana.

AVNEESH JHINGAN, J (ORAL)

This petition is filed seeking quashing of order dated 3.8.2019 cancelling the Arms Licence of petitioner and order dated 25.4.2019 dismissing the appeal against the cancellation order.

The facts in brief as culled out are that the petitioner was holding an Arms Licence. Considering that petitioner was involved in FIR No. 50 dated 2.2.2018 under Sections 323, 506 IPC, registered at Police Station Indri, District Karnal, vide order dated 3.8.2018 Arms Licence was cancelled. In appeal, the petitioner was unsuccessful.

Learned counsel for the petitioner submits that the FIR No. 50 was quashed by this Court vide order dated 3.10.2018 and the said aspect has not been considered by the Appellate Authority.

Learned State counsel is not in a position to dispute the contention raised by learned counsel for petitioner.

Considering that the basis for cancellation of Arms Licence eroded with quashing of the FIR, the impugned orders are set aside and the matter is remanded back to respondent No.3 to decide the issue of Arms Licence afresh after granting opportunity to the petitioner.

Petitioner is directed to appear before respondent No.3 on 9.3.2023.

Petition is disposed of.

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

25th January, 2023

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(AVNEESH JHINGAN)
JUDGE

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