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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-648-2023(O&M)
Date of Decision: 15.01.2026

Dalbir Singh

....Petitioner(s)

Versus

State of Haryana and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Aryavart Chaudhary, for the petitioner.

Mr. Udit Garg, Additional Advocate General, Haryana.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of *certiorari* for setting aside the impugned order dated 04.06.2021 (Annexure P-2) passed by respondent No.2 and order dated 15.12.2021 (Annexure P-3) passed by respondent No.3.

2. Learned counsel appearing on behalf of the petitioner submitted that the petitioner was holding a valid arms licence but he was convicted in FIR No.213 dated 12.07.2012, under Sections 186, 332, 353 IPC, Police Station City, District Kaithal and was released on probation for good behaviour on 20.07.2015 on furnishing bonds in the sum of Rs. 25,000/-. He submitted that after the aforesaid order, the petitioner had applied for

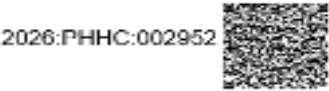


renewal of his arms licence, which was renewed by the respondent-State in the year 2017 and since the validity of the licence was only for four years, the petitioner again applied for renewal in the year 2021 but the same was rejected only on the ground of the aforesaid FIR in which he was released for good behaviour/probation even before the earlier renewal by the respondent-State and this aspect has neither been considered by the Licensing Authority nor by the Appellate Authority and the aforesaid orders have been passed mechanically and therefore, both the orders are liable to be set aside.

3. On the other hand, Mr. Udit Garg, learned Additional Advocate General, Haryana could not controvert the aforesaid factual position as stated by learned counsel for the petitioner and submitted that considering the facts and circumstances, the State may be permitted to pass a fresh order in accordance with law.

4. After hearing the learned counsel for the parties and considering the aforesaid two orders which have been passed and a perusal of the same would show that the aforesaid aspect with regard to renewal of the licence has not been noted by either of the authorities and therefore, the effect of the same has not been considered. Even otherwise also, a perusal of the order passed by the Divisional Commissioner, Karnal would show that the aforesaid is not backed by any reasons and therefore, the Divisional Commissioner, Karnal has not passed any reasoned order.

5. In view of the aforesaid facts and circumstances, the present petition is allowed. The orders passed by the Licensing Authority as well as the Appellate Authority are hereby set aside The matter is remitted back to



the Collector, Karnal, who is stated to be the Licensing Authority, to consider the prayer of the petitioner in accordance with law and pass a fresh order after hearing the petitioner or his counsel and uninfluenced by the earlier orders passed by the Collector, Karnal or by the Divisional Commissioner, Karnal and also uninfluenced by the order passed by this Court in the present case because this Court has not made any observation on the merits of the case. The aforesaid order shall be passed within a period of four months from today.

15.01.2026

(JASGURPREET SINGH PURI)

rakesh

JUDGE

Whether speaking	:	Yes/No
Whether reportable	:	Yes/No