

Court No. - 6

Case :- WRIT - C No. - 34128 of 2023

Petitioner :- Alka Tomar

Respondent :- State of U.P. and Another

Counsel for Petitioner :- Santosh Kumar Shukla

Counsel for Respondent :- C.S.C.

Hon'ble Mrs. Manju Rani Chauhan, J.

Heard learned counsel for the petitioner, learned Standing Counsel for the State-respondent.

This writ petition has been filed inter alia for the following relief:-

"A) Issue an appropriate writ order or direction in the nature of mandamus directing the respondent no. 2 to transfer the license No. 7328 of 2000 of D.B.B.L. Gun of 12 bore, granted in favour of the mother-in-law of the petitioner namely Smt. Vimla Singh wife of Rajveer Singh in favour of petitioner in pursuance of the application moved by her on 22.08.2022, under Rule 25 of the Arms Rule 2016 within specified period of stipulated by this Hon'ble Court.

B) Issue an appropriate writ order or direction in the nature of mandamus directing the respondent no. 2 to take final decision in pursuance of the application moved by her on 22.08.2022 under Rule 25 of the Arms Rule 2016 for transferring the license of her mother-in-law in her favour, within specified period as stipulated by this Hon'ble Court."

It has been stated by the learned counsel for the petitioner that Smt. Vimla Singh who is mother-in-law of the petitioner is aged about 77 years and she want to transfer the license in favour of the petitioner. On account of which the petitioner had moved an application before the authorities but no decision has been taken as on date, thus, a direction may be issued to decide the same within some stipulated period.

The learned Standing Counsel has no objection to the submission made by the counsel for the petitioner.

No useful purpose would be served by keeping this petition pending in view of the order, which the Court proposes to pass

hereunder.

Without entering into the controversy involved in the writ petition, the writ petition is disposed of with a direction to respondent no. 2 to decide the aforesaid application in accordance with law after giving opportunity of hearing to the parties concerned, by means of a reasoned and speaking order, as expeditiously as possible, from the date of production of a certified copy of this order, if there is no legal impediment.

It is made clear that this Court has not examined the merits of the claim of the petitioner and the authority concerned shall apply its own mind strictly in accordance with law.

Order Date :- 7.11.2023

Arti