

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2534 of 2015

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Ashok Singh Son of Lat Binda Singh resident of Village- Ariypur, Police Station-
Kudhni; District- Muzaffarpur

.... Petitioner

Versus

1. The State of Bihar
2. The Commissioner, Tirhut Division, Muzaffarpur.
3. The District Magistrate, Muzaffarpur,
4. The Senior Superintendent of Police, Muzaffarpur.
5. The Sub Divisional Officer , Muzaffarpur.
6. The Sub Divisional Police Officer, Sadar, Muzaffarpur.
7. The Circle Inspector, Sadar Muzaffarpur.
8. The Officer I/C , Kudhni Police Station, Muzaffarpur

.... Respondents

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Appearance :

For the Petitioner : M/s Pancham Lal Jaiswal and
Raju Kumar Goshwami, Advocates
For the State : Mr. Ajit Kumar, GP19

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL JUDGMENT

Date: 14-09-2015

I have heard learned counsel for the petitioner and the State.

It is contended by learned counsel for the petitioner that the application for grant of arms licence was rejected by the District Magistrate, Muzaffarpur, i.e., respondent no. 3, on the ground that the petitioner does not possess sufficient property, which does not form a ground for rejection of the petitioner's application under section 14 of the Arms Act. Thereafter, the petitioner preferred an appeal against the aforesaid order passed by the respondent no. 3. The appellate authority, i.e., the Commissionr of Tirhut Division, had set aside the order passed by the District Magistrate and remitted back the matter to

him for taking fresh decision. It is next contended that, thereafter, nothing has been done in the matter. Learned counsel submits that it is a case of gross negligence as no order has been passed even after nine years.

Though no counter affidavit has been filed, however, the matter is being disposed of at this stage itself with a direction to the District Magistrate, Muzaffarpur, i.e., respondent no. 3, to take up the matter immediately and take a decision in accordance with law on its own merit within a period of eight weeks from the date of receipt/production of a copy of this order if the same has already not been taken.

(Dr. Ravi Ranjan, J)

SC/-

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