

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.12479 of 2014

Prakash Kumar Jha, Son of Ganga Prasad Jha, Resident of Vidyapati Nagar (East of Railway Gumati No. 11) Chakdah, Police Station - Raj Nagar, District - Madhubani.

.... Petitioner

Versus

1. The State of Bihar.
2. The District Magistrate, Madhubani.
3. The Superintendent of Police Madhubani.
4. The District Arms Magistrate, Madhubani.
5. The Sub Divisional Officer, Sadar Madhubani.

.... Respondents

Appearance :

For the Petitioner : Mr. Prabhas Ranjan, Advocate

For the Respondents : Mr. GA11- Parth Sarthy

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL JUDGMENT

Date: 04-04-2016

This is very unfortunate that an application for grant of arms licence was filed by the petitioner in the year 1995 but no decision could be taken as yet by the authorities. Now, a stand has been taken that the entire record has been destroyed, therefore, no decision can be taken.

Having regards to the facts and circumstances of the case, the petitioner is granted liberty to file a fresh application for grant of firearm licence which will be considered in accordance with law. The licensing authority would be required to take a decision within a period of four months from the date of receipt/ production of a copy of this order. However, since a recommendation has been made in favour of the petitioner by the officer-in-charge, Pandaul

police station which has been appended by the petitioner as Annexure-15 which is the reply to the counter affidavit, the same may be considered for cutting short the matter, as already, much delay has occurred in this matter, however, this would not disentitle the licensing authority from seeking a fresh report from police in case that is required in the interest of justice.

Accordingly, this writ application is disposed of.

(Dr. Ravi Ranjan, J.)

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