

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1735 of 2020

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Ajay Kumar Shukla @ Ajay Kumar S/o Late Braj Kishor Shukla R/o Vill-
Patora Matiya, P.S.- Muffasil, Distt- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Home Department,
Government of Bihar, Patna.
2. The Superintendent of Police, East Champaran.
3. The Officer in Charge of Muffasil Police Station, East Champaran.
4. The District Magistrate, East Champaran, Motihari.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Uma Shankar, Advocate
For the Respondent/s : Mr.Md. N.H. Khan (Standing Counsel-1)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 04-08-2022 At the outset, the learned counsel for the petitioner

seeks to add the District Magistrate, East Champaran at

Motihari as respondent no. 4 to the present writ petition.

The needful be done during the course of the day.

Though the present writ petition has been filed for
directing the respondent authorities to release the gun of the
petitioner, however, the learned counsel for the petitioner has
limited his prayer to grant of liberty to the petitioner to
approach the District Magistrate, East Champaran at Motihari
for release of the gun of the petitioner especially in view of the
fact that Sessions Trial No. 164 of 2009 has now stood
concluded by a judgment dated 30th September, 2004, passed by



the learned Court of 15th Additional Sessions Judge, East Champaran at Motihari and the accused persons against whom the petitioner had filed the aforesaid criminal case in question have also stood convicted under Sections 341 and 323 of the Indian Penal Code.

Accordingly, the present writ petition stands disposed off with liberty to the petitioner to approach the District Magistrate, East Champaran at Motihari for release of his gun and in case appropriate petition is filed within a period of four weeks from today, the District Magistrate, East Champaran at Motihari shall pass a reasoned order thereon, in accordance with law, within a period of eight weeks, thereafter.

(Mohit Kumar Shah, J)

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