

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5387 of 2022

Dr. Vimala Kumari @ Bimla Kumari, Wife of Maniraj Ranjan, Resident of
Village - Mohodipur, P.S. - Mairwa, District - Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar, through the Principal Secretary, Department of Home,
Government of Bihar, Patna.
2. The Divisional Commissioner, Saran Division at Chapra.
3. The District Magistrate, Siwan.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Siddharth Harsh, Advocate
For the Respondent/s : Mr.M. Nasrul Huda Khan (SC 1)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 19-12-2022 The present writ petition has been filed for quashing
the order dated 06.04.2005, passed by the District Magistrate,
Siwan, whereby and whereunder the Arms licence of one
Dr. Maniraj Ranjan has been cancelled.

The learned counsel for the petitioner has submitted
that firstly, the said order dated 06.04.2005 does not depict the
name of the petitioner and instead, the name of her husband has
been mentioned, thus, the said order dated 06.04.2005 is not
binding on the petitioner. It is next contended that the Arms
licence of the petitioner was renewed as recently as in the year
2018, hence, apparently, the said order dated 06.04.2005 is not
relatable to the petitioner herein, nonetheless, the respondent
authorities are now refusing to renew the Arms licence of the



petitioner on the pretext of the aforesaid order dated 06.04.2005.

Having regard to the facts and circumstances of the case and upon hearing the learned counsel for the parties, this Court finds that the respondent authorities cannot refuse to renew the Arms licence of the petitioner under the garb of the order passed by the District Magistrate, Siwan dated 06.04.2005, since the same does not relate to the petitioner, hence, the District Magistrate, Siwan is directed to forthwith issue directions for renewal of the Arms licence of the petitioner.

It is needless to state that in case, the District Magistrate, Siwan seeks to cancel the Arms licence of the petitioner in future, he shall issue a show cause notice to the petitioner and after considering her reply, shall pass appropriate orders, in accordance with law.

The writ petition stands allowed to the aforesaid extent.

(Mohit Kumar Shah, J)

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