



W.P.(MD)No.20481 of 2013

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :12.12.2022

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THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

W.P.(MD)No.20481 of 2013

and

M.P(MD) No.1 of 2013

C.Lawrence

... Petitioner

Vs

1.The Additional Chief Secretary cum
Commissioner of Revenue Administration,
Disaster Management and Mitigation Department,
Ezhilagam, Chennai-5.

2.The District Revenue Officer,
Kanyakumari District,
At Nagercoil.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, to call for the records on the file of the first respondent pertaining to its order in RA.5(2)/14822/2010 A.A.No.35/2010 dated 09.05.2013 and quash the same and consequently, direct the respondent to renew the petitioner's Arm



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License No.7/9/Vila within a time frame that may be stipulated by this Court.

For Petitioner : Mr.S.C.Herold Singh

For Respondents : Mr.M.Prakesh
Additional Government Pleader

ORDER

The challenge in this writ petition is to an order passed by the first respondent, rejecting the appeal preferred by the petitioner, wherein the second respondent had rejected his request for renewal of licence, on the grounds that there was no recommendation by the Superintendent of Police for renewal of license and that the licensee, namely the petitioner, was not in a position to handle the muscle loader weapon and that the weapon was also not in good condition.

2.The writ petition was filed in the year 2013 and during that time, the petitioner was aged about 75 years. When the writ petition was taken for hearing on 06.12.2022, this Court brought to the notice of the



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learned counsel for the petitioner that by now, the petitioner would be aged about 84 years and he would not be physically fit to handle the weapon. The learned counsel would suggest that the license may be issued in favour of the petitioner's son. When this Court questioned the learned counsel for the petitioner whether the petitioner's son made such an application, the learned counsel submitted that an affidavit has been filed by the petitioner. Today, the learned counsel stated that the petitioner's son, namely L.Noble Lawrence, had made an application and the same is pending.

3.In the light of the aforesaid affidavit, the first respondent is directed to consider the application of the petitioner's son, namely L.Noble Lawrence, for grant of license in respect of the weapon belonging to the petitioner and pass appropriate orders on merits and in accordance with law, after affording opportunity to the petitioner within a period of twelve weeks from the date of receipt of a copy of this order.



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4. With the above direction, this Writ Petition is disposed of.

No costs. Consequently, connected miscellaneous petition is closed.

12.12.2022

Internet: Yes/No

Index : Yes/No

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To:-

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K.KUMARESH BABU, J.

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