



WEB COPY



W.P.No.32500 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 17.11.2023

CORAM

THE HONOURABLE DR. JUSTICE ANITA SUMANTH

W.P.No.32500 of 2023

Raghu Ram Sharma

... Petitioner

Vs

1. The Additional Chief Secretary
Home Department (Police - 13),
Secretariat, Chennai -9.

2. The District Collector,
District Collectorate Tiruvallur,
Tiruvallur District -631203.

3. The Superintendent of Police
Tiruvallur District
Tiruvallur – 631203.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus in pursuance of the Respondent No.2 District Collector Tiruvallur recommendation Letter dated 07.12.2021 in reference Rc.No.21969/2019/M5 addressed to the Respondent No.1 directing to grant existing valid Gun License No.02/2018/TVR held by the Petitioner be extended and applicable for the ADR validity for the whole of India, consequently, direct the Respondent No.1 to grant an order and direction to this effect to the Competent Licensing Authority.



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For Petitioner : Dr.S.R.Sundaram
For Respondents : Mr.J.C.Durairaj
Additional Government Pleader

ORDER

Mr.J.C.Durairaj, learned Additional Government Pleader accepts notice for the respondents and is armed with instructions to enable final disposal of this matter at this juncture. Thus, with the consent of both sides, this Writ Petition is disposed finally, even at the stage of admission.

2. The prayer of the petitioner is for a mandamus directing the Additional Chief Secretary to Government, Home (police13) Department/R1 to extend the validity of Gun License No.02/2018/TVR held by the petitioner as applicable for the entirety of India (ADR validity).

3. The petitioner had made a request in this regard on 17.08.2019 before R1. In this regard, the District Collector, Thiruvallur/R2 has sought a report from the Revenue Divisional Officer, Thiruvallur and Superintendent of Police, Thiruvallur/R3. Those reports were in favour of the grant of extension as prayed for by the petitioner.

4. Upon consideration of those reports, an enquiry has also been conducted with the petitioner and R2 has, under R.C.No.21969/2019/Ms dated 07.12.2021, addressed to R1 recommended that the state level area validity of



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Arms Licence may be issued to the petitioner extending the area validity for whole of India.

5. Pursuant thereto, the petitioner has reiterated his request before R1 on 22.07.2023, but has not received any favour of response from either of the respondents and hence this Writ Petition.

6. Mr.Duraiaraj, would accede to the position that an order should be passed on the request of the petitioner one way or the other, in accordance with law.

7. Hence, mandamus is issued to R1 to consider the request of the petitioner dated 17.08.2019 coupled with reminder dated 22.07.2023, hear the petitioner in this regard and pass suitable orders in accordance with law taking into account the recommendation of R2 dated 07.12.2021, within a period of six (6) weeks from date of receipt of a copy of this order.

8. This Writ Petition stands disposed as above. No costs.

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Index : Yes / No

Speaking order

Neutral Citation: Yes

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**Note: Registry is directed to issue
a copy of this order on or before 20.11.2023**



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Dr.ANITA SUMANTH,J.

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To

1. The Additional Chief Secretary
Home Department (Police - 13),
Secretariat, Chennai -9.
2. The District Collector,
District Collectorate Tiruvallur,
Tiruvallur District -631203.
3. The Superintendent of Police
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