

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5559 of 2024

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Awadh Bihari Singh Son of Late Ram Janam Singh, Resident of Village
Jataur, Police Station- Guthni, District- Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Department of Home,
Govt. of Bihar, Patna.
2. The Principal Secretary, Department of Home, Govt. of Bihar, Patna.
3. The Commissioner, Saran Division at Chapra.
4. The District Magistrate, Siwan.
5. The Superintendent of Police, Siwan.
6. The Officer-In-Charge, Police Station Guthni, District- Siwan.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Kunal Tiwary, Advocate Mr. Shailendra Kumar Singh, Advocate Mr. Anupam Raj, Advocate Mr. Gauhar Ali, Advocate
For the State	:	Md. Irshad, AC to SC 1

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

02 27-06-2024 The present writ petition has been filed seeking the
following relief:-

*“1.That the petition is directed for the issuance of
order for setting aside of order (Annexure-1) issued
under the signature of District Magistrate, Siwan
as contained in Memo No.XII 134 of 2022 dated
01.03.2023 whereby and whereunder petitioner’s
Arm’s License bearing no. 134/02 has been
cancelled with immediate effect without initiating
any proceeding, without asking any show cause or*



notice, without asking any report of any competent authority mere on request of officer-in-charge Guthni Police Station containing inter-alia petitioner has been made accused in Guthni P.S. Case No. 257 of 2021, 261 of 2021, 335 of 2021, 04 of 2023 and 05 of 2023.

In the alternative Commissioner Saran Division, be directed to decide Arms Appeal No. 94 of 2023 immediately.”

2. At the outset, the learned counsel for the petitioner seeks a direction upon the Commissioner, Saran Division at Chapra to dispose of the appeal filed by the petitioner bearing Arms Appeal No. 94 of 2023.

3. *Per contra*, the learned counsel for the respondent-State submits that in case the aforesaid appeal is still pending consideration, the Divisional Commissioner, Saran Division, at Chapra would definitely consider the same in accordance with law and dispose off the same within a stipulated time frame as is fixed by this Court.

4. Having regard to the facts and circumstances of the case, I deem it fit and proper to direct the Commissioner, Saran Division at Chapra to dispose off the aforesaid appeal filed by the petitioner by passing a reasoned and a speaking order, in accordance with law, within a period of six weeks of



receipt/production of a copy of this order.

5. This writ application stands disposed off on
the aforesaid terms.

(Mohit Kumar Shah, J)

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