

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1002 of 2025

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Mukti Nath Tiwari Son of Sri Narvdeswar Tiwari @ Narbdeswar Nath
Tiwari. Villge - Chandwa, P.S. Ara Nawada, District- Bhojpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Home Secretary, Government of Bihar.
2. Divisional Commissioner, Patna Division, Bhojpur.
3. District Magistrate, Bhojpur.
4. Superintendent of Police, Bhojpur.
5. Additional District Magistrate, (Arms), Bhojpur.
6. District Arms Magistrate, Bhojpur.
7. Sub- Divisional Officer, Ara.
8. S.H.O. Ara Nawada Police Station, District- Bhojpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Ms. Manisha Pandey
For the Respondent/s : Mr. Vijaya Laxmi Srivastava, AC to SC-23

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

3 25-06-2026

Re:- I.A. No.01 of 2025

This interlocutory application has been filed for amending the prayer by adding additional relief by challenging the order dated 20.06.2025 passed in Arms Case No.31 of 2025, passed by the District Magistrate, Ara, whereby the N.P. Bore Revolver/ pistol in existing N.P. Bore Rifle License No.35/2006 has been arbitrarily rejected, despite the matter being sub judice.

2. Having heard learned counsel for the parties, as the present Interlocutory Application being formal in nature, is not opposed, and hence is allowed.



3. Accordingly, I.A. No.1/2025 stands disposed of.

Re:- CWJC No.1002 of 2025

4. Learned counsel for the petitioner submits that the writ application was originally filed seeking a direction upon the respondents to consider and dispose of the representation dated 10.12.2024 submitted before the District Magistrate, Bhojpur at Ara (respondent no. 3) for addition of a revolver/pistol licence in the existing rifle licence, in the light of the judgment of this Court in *Aakash Gaurav vs. State of Bihar & Ors.*, reported in **BLJ 2019 (1) 697**. It is submitted that in the said judgment, this Court has observed that an application for addition of arms in an existing licence ought to be considered within a period of seven days from the date of filing of such application.

5. In view of the fact that an order has now been passed by the District Magistrate, Ara, the petitioner has a fresh cause of action to challenge the said order in an appropriate proceeding.

6. Accordingly, the writ application stands disposed of.

7. The petitioner shall be at liberty to file a representation before the competent authority along with the judgments on which he seeks to place reliance against the



rejection order. In the event the representation is not considered or the petitioner remains aggrieved by the decision taken thereon, he shall be at liberty to avail such remedy as may be available under the provisions of the Arms Act or to take recourse to any other remedy available in law.

(Ajit Kumar, J)

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