

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.8519/2012

THE STATE OF UTTAR PRADESH & ORS.

Appellant(s)

VERSUS

DINESH KUMAR PANDEY

Respondent(s)

WITH

CIVIL APPEAL No.8520/2012

CIVIL APPEAL No.560/2013

CIVIL APPEAL No.2317/2013

CIVIL APPEAL No.941/2013

CIVIL APPEAL No.940/2013

CIVIL APPEAL No.3269/2013

CIVIL APPEAL No.3907/2013

ORDER

1. None appears for the respondents (writ petitioners) despite service.
2. We have heard Mr. A. K. Prasad, Additional Advocate General for the State of Uttar Pradesh, appearing for the appellants.
3. By the impugned judgment and order dated 25.07.2012, the High

Court while disposing of a bunch of writ petitions directed the appellants, more particularly the Licensing Authority, to consider the applications of the writ petitioners for grant of fire arm licences in the light of the observations made therein and to pass appropriate orders within two months. The High Court also quantified costs at Rupees One lakh per set of writ petition.

4. By an order dated 26.11.2012, this Court had made the following direction:-

“Exemption from O.T. is allowed.

Leave granted.

The operation of the impugned judgment insofar as it relates to the award amount of Rs.1,00,000/- as costs shall remain stayed.

We further direct that if upon reconsideration of the matter as directed by the High Court the licensing authority decides to grant a licence to the respondent - writ petitioner, any such grant shall remain subject to the outcome of this appeal.”

5. Mr. Prasad, for want of instructions, is unable to apprise us the fate of the applications for fire arm licences upon reconsideration in terms of the order dated 26.11.2012 of this Court. Having regard to the nature of direction made by the High Court as well as the order dated 26.11.2012 of this Court, we see no reason to interfere with the judgment and order under challenge. However, cost imposed by the High Court is made easy.

6. The appeals stand dismissed but subject to the above modification of the judgment and order under challenge.

7. Pending application(s), if any, shall stand disposed of.

.....J.

(DIPANKAR DATTA)

.....J.

(PANKAJ MITHAL)

NEW DELHI;

JUNE 01, 2023

ITEM NO.108

COURT NO.6

SECTION III-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s).8519/2012

THE STATE OF UTTAR PRADESH & ORS.

Appellant(s)

VERSUS

DINESH KUMAR PANDEY

Respondent(s)

WITH

C.A. No.8520/2012 (III-A)

C.A. No.560/2013 (III-A)

C.A. No.2317/2013 (III-A)

C.A. No.941/2013 (III-A)

C.A. No.940/2013 (III-A)

C.A. No.3269/2013 (III-A)

C.A. No.3907/2013 (III-A)

Date : 01-06-2023 These appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE PANKAJ MITHAL
[VACATION BENCH]

For Appellant(s) Mr. A K Prasad, Addl. Advocate General
Mr. Pradeep Misra, AOR
Mr. Manoj Kumar Sharma, Adv.
Mr. Bhuwan Chandra, Adv.

For Respondent(s) Mr. Viresh Kumar, Adv.
Mr. Md. Farman, AOR

Mr. Santosh Kumar Tripathi, AOR

UPON hearing the counsel the Court made the following

O R D E R

1. The Appeals are dismissed in terms of the signed order.
2. Pending application(s), if any, stand disposed of.

**(DEEPAK JOSHI)
COURT MASTER (SH)**

**(DIPTI KHURANA)
ASSISTANT REGISTRAR**

(Signed Order is placed on the File)