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No. V-11026/127/2016-Arms  
Government of India  
Ministry of Home Affairs  
IS-II Division: Arms Section  
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1<sup>st</sup> Floor, NDCC-II Building,  
Jai Singh Road, New Delhi 110 001  
Dated 27<sup>th</sup> January, 2017

AC/P

To  
The Secretary (Home) of  
all State Governments/ UT Administrations

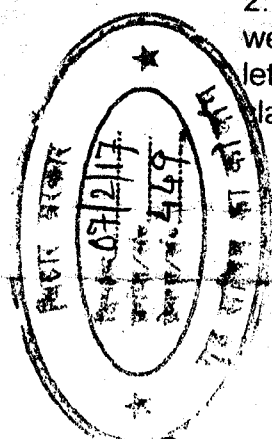
Subject: Clarification regarding Rule 19 of the Arms Rules 2016  
regarding extension of area validity of arms licence.

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बिहार

Sir/Madam,

This Ministry is in receipt of queries from some State Governments/ UT Administrations regarding proposals related to grant of extension of area validity for whole of India for an arm licence.

2. In view of clarifications sought on the issue of area validity, category of weapon and the instructions issued by Ministry of Home Affairs, Govt. of India vide letter No. V-11016/16/2009-Arms dated 31<sup>st</sup> March 2010, the matter is further clarified as under:



(i) As per Rule 19 of the Arms Rules 2016, licensing authority is the competent authority for grant of extension of area validity regarding an individual arm licence, for whole of India or any specified part thereof. Provided that the licensing authority has the power to grant a licence in relation to the area to which extension is being sought.

(ii) For category of Prohibited Bore (Referred as Restricted Arms and as category I (b) & I (c) in the Arms Rules 2016), the licensing authority is the Central Government (MHA) and the renewing authority is District Magistrate. Hence, the competent authority for extension of area validity for whole of India or any specified part thereof in such cases is M/o Home Affairs, Government of India. For Prohibited arms (Referred as category I (a) in the Arms Rules 2016), the licensing authority and renewing authority is Central Government (MHA).

(iii) For sub-categories of most of the Non Prohibited Bore (Referred as Permissible Arms and category as III in the Schedule I and II of the Arms Rules 2016), the licensing authority is either District Magistrate or State Government and renewing authority is District Magistrate for the area as specified in column 6 of Schedule II of the Arms Rules 2016. For grant of permissible arms licence with whole of India validity, State Government is the Licencing Authority and renewing authority is District Magistrate with certain exceptions specified under Column 3, Item No.3 of Schedule II of the Arms Rules 2016. Thus, being the licensing authority the State Government is the competent authority for grant of extension of area validity for whole of India (this may be for whole of India or any specified part thereof) for these sub-categories subject to para 2 (i) above. However, it is mentioned in Schedule II that for categories of persons mentioned in Rule 19 (2), the DM may grant extension of area validity upto

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(iv) The guidelines of M/o Home Affairs with regard to extension of area validity issued vide letter No. V-11016/16/2009-Arms dated 31<sup>st</sup> March, 2010 stand superseded with the issue of the Arms Rules 2016. All the cases relating to extension of area validity of an arm licence may be done in accordance with the provisions of the Arms Act 1959 and the Arms Rules 2016 after satisfying the need/ proper justification for such extension and instructions of Government of India on the issue.

3. The period of validity of individual arm licence may remain for three (3) years provided that such a licence may be granted for a shorter period if the person by whom the licence is required so desires or if the licensing authority for reasons to be recorded in writing considers in any case that the licence should be granted for a shorter period.

4. Some typographical/ translation errors noticed in the Hindi version of the Arms Rules 2016, are being corrected, therefore, till then, in case of any clarification, English Version of the Arms Rules 2016 should be followed.

5. Considering the above said aspects, the concerned State/ UT Governments may formulate their guidelines and instruct the Arms licensing authorities of that State/ UT to act accordingly.

Yours sincerely,



(Rajesh Ranjan)

Under Secretary to the Government of India

**Copy to:**

- (i) SO (IT), MHA, North Block, New Delhi- for uploading on the website of MHA
- (ii) DDG, NIC, CGO Complex, New Delhi- for uploading on the website of NIC

बिहार सरकार,  
गृह विभाग  
(आरक्षी शाखा)

ज्ञापांक :-7/वि0-10/2016 गृ0आ0...../ 1591 / पटना, दिनांक:- फरवरी, 2017  
प्रतिलिपि:- सभी प्रमण्डलीय आयुक्त/सभी जिला दण्डाधिकारी/सभी पुलिस अधीक्षक, बिहार/आई0टी0 प्रबंधक, गृह विभाग, बिहार, पटना को सूचनार्थ एवं आवश्यक कार्रवाई हेतु प्रेषित।

2. अनुरोध है कि इस मार्गदर्शन के आलोक में आवश्यक कार्रवाई सुनिश्चित करने की कृपा की जाय।

सरकार के अवर सचिव