

Party Name : MD. TUTA MIAH Vs THE STATE OF TRIPURA

---

HONBLE THE CHIEF JUSTICE DEEPAK GUPTA THE HONBLE MR. JUSTICE S.C.DAS

---

This petition been listed on the basis of communication communicated to the Registrar(Judicial) of this Court by the Superintendent, Kendriya Sansodhanagar, Tripura, Bishalgarh.

The petitioner has been sentenced to undergo life imprisonment. According to the petitioner, while he has been sentenced to undergo life imprisonment he has not been given the benefit of setting off the period of detention undergone during investigation and trial of their case.

The law is well-settled that life imprisonment means imprisonment for life. The State may have certain schemes fixing a particular age for granting remission etc. Therefore, the only order we can pass in this petition is that as and when the case of the petitioner is considered for releasing him then the period of incarceration undergone by him during trial and investigation shall also be taken into consideration. If, at any time, the case of the petitioner along with other prisoners is to be considered for release according to any scheme of the government then the period of incarceration undergone shall also be taken into consideration while computing the period of sentence undergone.

The petition is disposed of accordingly.

A copy of the order shall be sent to the Superintendent, Kendriya Sansodhanagar, Bishalgarh, Tripura.