IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

260 **CRWP No.597 of 2015**

Date of Decision:08.12.2015

Raj Kumar **.....Petitioner**

Versus

State of Punjab and others **.....Respondents**

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY.

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No
2. To be referred to the Reporters or not? Yes/No
3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mr.A.S.Trikha, Advocate,
for the petitioner.

Mr.Rupam Aggarwal, D.A.G., Punjab.

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DAYA CHAUDHARY, J.

This petition has been filed under Article 226 of the Constitution of India for issuance of appropriate writ to respondent No.1 to release the petitioner prematurely on the ground that he has completed more than fourteen years and seven months of sentence and if remission period is included, it comes to more than twenty two years and seven months. Learned counsel for the petitioner submits that due to pendency of the case before Hon'ble the Apex Court, the case of the petitioner could not be considered and now the matter is being re-considered after decision of the case by Hon'ble the Apex Court.

Learned State Counsel on the basis of reply submits that

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earlier the State Government was restrained to take decision on premature release cases but after the decision of Hon'ble the Apex Court, the matter is being re-considered by the State Government.

In view of the submission made by learned counsel for the petitioner, the present petition is disposed of with a direction to the respondents to re-consider the case of the petitioner within a period of one month from the date of receipt of certified copy of this order. If the case of the petitioner is not considered within the stipulated period, the petitioner shall be entitled to have the benefit of interim bail till the decision is taken by the respondents to the satisfaction of Chief Judicial Magistrate, Bathinda.

(DAYA CHAUDHARY)
JUDGE

December 08, 2015
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