

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH, NAGPUR.**

**CRIMINAL WRIT PETITION NO. 211/2016.**

Sushil Rambharose Bahuriya (in Jail)

**-VERSUS-**

The State of Maharashtra and others.

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Office notes, Office Memoranda of  
Coram, appearances, Court's orders  
or directions and Registrar's orders.

Court's or Judge's Orders

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**CORAM : B. P. DHARMADHIKARI**  
**& A.S. CHANDURKAR, JJ.**

**DATE : AUGUST 24, 2016.**

Heard Shri R.D. Hajare, learned Counsel  
(appointed) for the petitioner and Shri R.S. Nayak,  
learned A.P.P. for respondents.

2. Request of petitioner / applicant for  
transfer to Open Prison could not be processed because  
of pending trial against him.

3. Learned counsel (appointed) for the  
petitioner upon instructions states that, that trial has  
come to an end. He is seeking time to place on record  
the judgment delivered therein.

4. Learned A.P.P. points out that impact of

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such judgment if any, will be required to be evaluated by the Committee which decides whether to send the person to open prison or not.

5. In this situation, interest of justice can be met with by giving liberty to petitioner to forward copy of the judgment along with appropriate representation to respondent no.3 for its onward transmission to the Committee. If such representation is submitted within a period of three weeks from today, respondent no.3 shall forthwith transmit the same to the Committee and the said Committee shall attempt to take decision thereon within further period of 8 weeks.

6. With these directions and keeping all rival contentions open, we dispose of the present Writ Petition. No costs.

7. Fees payable to the learned counsel appointed for the petitioner is quantified at Rs.1500/-.

**JUDGE**

**JUDGE**

Rgd.

**CERTIFICATE**

I certify that this judgment/order uploaded  
is a true and correct copy of original signed  
judgment/order.

Uploaded by : R.G. Dhuriya. Uploaded on : 24.08.2016  
Pvt. Sec.