

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M No.27335 of 2015 (O&M)
Date of Decision: 25.01.2016**

Rajbir Singh Sekhon

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Ms. Isha Goyal, Advocate for the petitioner.

Mr. R.S.Randhawa, Additional Advocate General, Punjab
for the respondent/State.

Mr. Gautam Dutt, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

The present petition was registered on the basis of a Note dated 10.08.2015 of the Hon'ble Administrative Judge of Gurdaspur Sessions Division to treat the complaint of Rajbir Singh Sekhon as a petition under Section 482 Cr.P.C. for direction.

The complaint is regarding the prayer for shifting of four accused as under-trial to different jails in the Punjab in the light of special treatment being given to them at District Jail Gurdaspur as reflected from the report of learned District & Sessions Judge, Gurdaspur.

At the time of hearing, reply by way of affidavit dated 23.01.2016 of Sh. Daljit Singh, Deputy Superintendent, Central Jail, Gurdaspur has been filed, which is taken on record. Copy of the same has been furnished to learned opposite Counsel.

Learned State Counsel, based on the contents of the affidavit, submits that the named accused have since been convicted by the trial Court, vide judgment dated 03.08.2015 and have already been transferred to different

prisons and at present, they are in Central Jail, Jalandhar at Kapurthala, Central Jail Gurdaspur and Sub Jail Pathankot. It is further submitted that they are being treated like other convicted persons as per the Punjab Jail Manual. It is further submitted that the Inspection Note dated 29.08.2013 of learned District & Sessions Judge, Gurdaspur regarding the special treatment given out to the accused under-trial is concerned, was examined and action in accordance with law has already been taken for the violations. It is further submitted that an FIR No.167 dated 27.09.2013 for the offence punishable under Section 52-A of the Prisons Act already stands lodged against jail officials concerned.

In view of the above, no further orders are required to be passed in the present case.

Accordingly, the present petition is disposed of.

January 25, 2016
Gagan

(JASWANT SINGH)
JUDGE