

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

Sr. No.122

CRWP No.1354 of 2016
DECIDED ON: October 17, 2016

BUTA SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Dr. Vikas Bali, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of the instant petition preferred under Article 226 of the Constitution of India, petitioner-Buta Singh has sought the direction in the nature of Habeas Corpus to release the detenu-petitioner from the illegal and forcible custody of the respondent No.1 (confined in Central Jail, Ludhiana) under the order dated August 29, 2016 passed by the Judicial Magistrate Ist Class, Ludhiana in execution application bearing No.EXE/0037403/2003 titled as "*Paramjit Kaur Vs. Buta Singh*".

At the very outset of the arguments, it has emerged that revision petition is pending before the Additional Sessions Judge, Ludhiana, whereby the order in question dated August 29, 2016 has been challenged. Now the said matter is listed for October 29, 2016.

Learned counsel for the petitioner has also pointed out that an application for suspension of sentence along with aforesaid revision petition has also been filed, which is still pending disposal.

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The instant criminal writ petition is disposed of with a direction to learned Additional Sessions Judge, Ludhiana, who is seized of the matter, to dispose of the application for suspension of sentence either on the date already fixed i.e. on October 29, 2016 or maximum within a period of 7 days thereafter.

October 17, 2016
Sham/Ankur

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No