

CRWP No.577 of 2016 (O&M)

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

CRWP No.577 of 2016 (O&M)

Date of Decision : 01.12.2016

Raju @ Kadoo

..... Petitioner

Versus

The State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Rahul Vatas, Advocate for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed for issuance of an appropriate order or directions to the respondents to release the petitioner prematurely on usual terms and conditions as per Government instructions.

The premature release of the petitioner has been turned down in terms of an order of the Supreme Court dated 23.07.2015.

Learned counsel for the petitioner has argued that the said case was finally decided by judgment and order dated 02.12.2015 passed in ***Union of India Vs. V.Sriharan @ Murugan and others, 2016 (1) RCR (Criminal) 234*** and if his case was considered in the light of that judgment there were grounds to grant him the benefit of premature release. Learned Deputy Advocate General has stated that the order dated 02.12.2015 does not refer to the judgment dated 23.07.2015

In the circumstances this petition is disposed of with a direction to the respondents to again consider the case of the petitioner in view of the latest law and then decide the same by passing a speaking order within a period of three months.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

01.12.2016
pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No