

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

CRWP No.719 of 2016 (O&M)

Date of decision : 28.09.2016

Keema Singh

..... Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.Akshay Rana, Advocate for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

AJAY TEWARI, J.(ORAL)

This is a petition for consideration of case of the petitioner for grant of pre-mature release.

In reply it is stated that the case of the petitioner is not covered by the policy dated 04.04.2013. However, it is not disputed that when the petitioner was convicted the policy on 08.07.1991 was applicable.

Learned counsel for the petitioner has relied upon *State of Haryana and others Vs. Jagdish, 2010 AIR (SC) 1690*, in this case the Supreme Court clarified that it would be the policy which was applicable on the date of conviction which would cover the case of the petitioner and a later policy could not be held to be applicable to such a convict.

In this view of the matter the petition is allowed.

The respondents are directed to consider the case of the petitioner as per the policy enforced on the date of his conviction. A reasoned order be passed within a period of two months from the date of receipt of certified copy of this order.

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

28.09.2016

pooja sharma-I

(AJAY TEWARI)
JUDGE

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