

252.

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

CRWP-733-2016 (O&M)

Date of decision:04.10.2016

Jyoti Rana

... Petitioner

versus

State of U.T., Chandigarh and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioner.

Mr. Sukant Gupta, Addl. PP, UT, Chandigarh.

HARI PAL VERMA, J.(Oral)

Petitioner-Jyoti Rana has filed the present petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of Habeas Corpus to direct the respondents to release the detenue-Ajay Rana, husband of the petitioner, who is stated to be in illegal confinement in Modern Jail, Chandigarh.

Learned State counsel has filed custody/release certificate of alleged detenue-Ajay Rana, in court today, which is taken on record. As per said custody/release certificate, Ajay Rana was convicted in three different challans and the undertrial period in Criminal Appeal No.422 dated 22.09.2014 was 1 year, 1 month and 4 days and in Criminal Appeal No.88 dated 19.02.2015 and Criminal Appeal No.211 dated 20.05.2015, undertrial period was 8 months and 7 days. The undertrial period has been counted as 8 months and 7 days after the deduction of remission period so as to complete the sentence in all the three challans equally. Accordingly, the

husband of petitioner was released on 12.09.2016 after extending him the benefit of remission on completion of sentence. The said release has been made on the basis of direction whereby the sentence was ordered to run concurrently.

Since the husband of petitioner has been released on completion of sentence, present petition has been rendered infructuous and dismissed as such.

(HARI PAL VERMA)
JUDGE

04.10.2016
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.