

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

CRWP-899-2016

Date of decision: 06.10.2016

Roshan

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Vijay Singh Kajla, Advocate,
for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana.

Ritu Bahri, J.

The petitioner is seeking premature release under the Haryana Government Policy dated 04.02.1993 (Annexure P-2).

Vide judgment/order dated 16.07.2002/18.07.2002 passed by the Additional Sessions Judge (Adhoc), Hisar, the petitioner has been convicted and sentenced to undergo rigorous imprisonment for life for commission of offence under Section 304-B IPC. He has been further sentenced to undergo rigorous imprisonment for a period of two years under Section 498-A IPC. Presently, he is undergoing sentence in Central Jail, Hisar. Now, he is seeking premature release as per the above said policy.

Upon notice, reply on behalf of respondent Nos.1 to 3 has been filed by way of affidavit of Inspector General of Prisons, wherein it has been stated that against the judgment of conviction, the petitioner had filed Crl. Appeal No. D-619-DB of 2002, which was dismissed by this Court on

27.08.2014. As per details given in the reply, the petitioner has undergone 07 years, 10 months and 23 days in custody. As per para 2 (a) (vi) & (viii) of the Premature Release Policy dated 12.04.2002 (Annexure R-1), the petitioner has to complete 14 years of actual sentence, including undertrial period, which he has not completed so far.

In view of the reply filed, no ground is made out for premature release of the petitioner.

Dismissed.

06.10.2016
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No