

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL WRIT PETITION NO. 112/2017.

Rohit Sudesh Ramteke

-VERSUS-

The Superintendent, Central Prison, Nagpur and another.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

CORAM : B. P. DHARMADHIKARI
& V.M. DESHPANDE, JJ.

DATE : APRIL 05, 2017.

Heard Shri H.S. Meshram, learned Counsel
for the petitioner and Shri S.D. Sirpurkar, learned
A.P.P. for respondents. Perused order dated
01.02.2017 and also affidavit in reply filed by
respondent no.1.

2. Petitioner is seeking release on furlough
for the first time. Thus he has not enjoyed any kind of
leave earlier. Rejection is on the ground of
apprehension expressed by the witnesses in trial.

3. During hearing, we find that the petitioner
was on bail during trial and there is no complaint of

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any such misconduct on his part. After conviction he has not been released at all, therefore, the apprehension, as communicated appears to be misconceived.

4. Hence, the impugned order dated 01.02.2017 passed by respondent no.2 is quashed and set aside. Petitioner be released on furlough within a period of two weeks, after obtaining appropriate bond and undertaking from him and from his surety, in accordance with law. Writ Petition is, accordingly allowed and disposed of. No costs.

JUDGE

JUDGE

Rgd.