

MANPREET KAUR V/S STATE OF PUNJAB AND ORS

Present: Mr. Aman Dhir, Advocate
for the applicant-petitioner.

The applicant had filed the petition under Article 226 of the Constitution of India for quashing the order dated 16.03.2016 passed by respondent No.3-Superintendent, Central Jail, Ferozepur, whereby, her premature release case was declined on the ground that her appeal against her conviction was pending before this court. The said petition was disposed of by this Court on 04.10.2016 by directing the Government of Punjab to consider her case for premature release irrespective of the fact that the appeal filed by her against her conviction and sentence was still pending before this Court.

In the present application, the applicant has pleaded that till date, the Government has not complied with the order dated 04.10.2016 and her premature release case remains pending. Accordingly, a direction be issued to the respondents to consider and decide the premature release case, expeditiously, as she has already undergone the requisite custody period.

Notice of the application to Advocate General, Punjab.

On the asking of the Court, Mr. Sandeep Vermani, Additional A.G., Punjab, accepts notice.

Once, this Court had already directed the State of Punjab, vide order dated 04.10.2016, to consider the case of the applicant for premature release irrespective of the fact that the appeal filed by her against her conviction and sentence is still pending before this Court, the State is under duty to conduct the said exercise instead of lingering on the matter.

Resultantly, the application is disposed of with a direction to the State to consider the case of the applicant for premature release, expeditiously, preferably within a period of four weeks from the date of receipt of certified copy of this order.

**(T.P.S. MANN)
JUDGE**

**(MAHABIR SINGH SINDHU)
JUDGE**

22.08.2017
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