

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

CRWP-1486 of 2016

Date of decision:-22.8.2017

Gurdip Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN

Present : Mr.Rishabh Gupta, Advocate
for the petitioner.

Ms.Jaspreet Kaur, AAG, Punjab.

H.S. MADAAN, J.

This criminal writ petition has been filed by petitioner - Gurdip Singh, under Article 226 of the Constitution of India read with Section 482 Cr.P.C. for issuance of a writ in the nature of habeas corpus directing respondent authorities to release him in view of Government letter dated 1.1.2013 by giving remission in terms of judgment of Hon'ble Apex Court in case **D. Ethiraj Versus Secretary to Government reported as 2011(5) RAJ, 603.**

The learned State counsel while opposing the petition submits that petitioner is not entitled to any remission in view of the law laid down in authority **Joginder Singh Versus State of Punjab, 2001(4), R.C.R.(Criminal) 341.**

I have heard learned counsel for the petitioner and learned State counsel for respondents besides going through the record.

The petition is disposed of directing respondent No.1 – State of Punjab through Principal Secretary of Home Affairs (Jails), Punjab, Chandigarh to pass a speaking order in the matter in light of the law laid down by Hon'ble Apex Court considering the relevant instructions, guidelines on the subject. It be so done within a period of two months from the date of receipt of certified copy of this order.

The petition stands disposed of accordingly.

22.8.2017
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No