

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

**CRWP No. 16 of 2017
Date of decision: 22.03.2017**

Rajender Kumar

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. V.S. Rana, Advocate,
for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Ritu Bahri, J.

Petitioner is seeking special remission as per instructions dated 26.01.2015, 15.08.2015, 26.01.2016 & 01.11.2016 (Annexures P-2, P-3, P-4 & P-5).

Upon notice, reply on behalf of the respondents has been filed in Court. Same is taken on record. It has been stated that as per para No.645 of Punjab Jail Manual, 1/4th of remission of total sentence can be awarded to a convict. The petitioner has been sentenced to undergo rigorous imprisonment for a period of 07 years. Accordingly, remission of 01 year and 09 months has been granted to the petitioner, which is 1/4th of his total sentence. This fact has been further clarified in the order of remission passed by the Governor of Haryana, wherein it has been provided that

remission cannot exceed 1/4th of the total period of sentence.

In the case of the petitioner, benefit of special remission cannot exceed 1/4th of the total sentence. On this ground itself, the present petition is dismissed.

22.03.2017
ajp

(RITU BAHRI)
JUDGE

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