

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

Crl. Writ Petition No. 337 of 2017

Date of Decision : April 18, 2017

Nand Lal @ Nanda

.....Petitioner

VERSUS

State of Punjab, etc.

.....Respondents

**CORAM: HON'BLE MR. JUSTICE T.P.S. MANN
HON'BLE MR. JUSTICE HARI PAL VERMA**

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

T.P.S. MANN, J. (Oral)

Prayer made in the petition is for issuance of directions to the respondents to release the petitioner prematurely on usual terms and conditions as per Government Instructions dated 08.07.1991 (Annexure P-1).

Learned counsel for the petitioner submits that in terms of the aforementioned instructions, the petitioner is entitled to seek consideration of his case for premature release as he has already undergone an actual sentence of ten years and a total sentence of fourteen years including remissions. It is also submitted that the petitioner has sent a legal notice dated 27.02.2017 (Annexure P-2) to the respondents for releasing him prematurely as his case is covered by the Government Instructions dated 08.07.1991 but no action on the same has been taken so far. The petitioner will be satisfied if a direction is issued to respondent Nos. 2 and 3 to take

final action on the legal notice dated 27.02.2017 (Annexure P-2).

Notice of motion to Advocate General, Punjab.

Mr. Vikram Bishnoi, Asstt. A.G., Punjab, who is present in the Court, accepts notice. Copy of the petition alongwith its annexures has been supplied by the learned counsel for the petitioner to the learned State counsel.

After hearing learned counsel for the parties, the present petition is disposed of with a direction to respondent Nos. 2 and 3 to consider and decide the legal notice dated 27.02.2017 (Annexure P-2) expeditiously, preferably within a period of two months from the date of receipt of a certified copy of the order.

It is, however, made clear that this Court has not observed anything on the merits of the case.

(T.P.S. MANN)
JUDGE

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(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No