

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

CWP-13024-2018 (O&M)

Date of decision : 10.12.2018

Rohit Kumar @ Raju

..... Petitioner

Versus

State of Punjab and ors

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. S.K.Gupta, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Petitioner has invoked the writ jurisdiction of this Court under Article 226 of the Constitution of India for directing the respondents to consider the case of the petitioner for grant of pre-mature release in terms of government policy dated 8.7.1991 (Annexure P-1).

Heard.

It comes out that petitioner was convicted and sentenced to undergo life imprisonment by learned Sessions Judge, Rupnagar on 8.5.2008 under Sections 302, 377, 201 of the Indian Penal Code in case FIR No. 157 dated 3.7.2006. In this case, victim was below the age of 14 years.

The State has taken the stand that petitioner is required to undergo 12 years of actual imprisonment with remissions of 18 years. Petitioner has not fulfilled the said criteria, therefore, his case is not being considered. State has contended that as soon as the petitioner fulfills the said criteria, his case will be processed.

It being so, present petition is disposed of with a direction to the State that whenever the petitioner fulfills the criteria as per the policy, his case should be processed for consideration by the appropriate authority.

Disposed of accordingly.

10.12.2018

preeti

(KULDIP SINGH)
JUDGE

Whether speaking / reasoned	Yes
Whether Reportable:	No