

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP 23141-2018 (O&M)
Date of decision: 02.11.2018

Hark Bahadur

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Ms.Naveena Sharma, Advocate for
Mr.Sanjeev Sharma, Advocate for the petitioner
Mr.Karanbir Singh, AAG Punjab

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Heard.

Petitioner has impugned order dated 10.12.2015 passed by the respondents, vide which his case for pre-mature release has been rejected.

It comes out that the petitioner was convicted for an offence under Sections 302, 377 read with Section 34 IPC. He was sentenced to death, which was commuted to imprisonment for life under Section 302 IPC and ten years under Section 377 IPC. The petitioner claims that he has undergone sentence of 14 years 8 months and 23 days and is entitled to pre-mature release.

State in the reply has taken a plea that crime committed by the petitioner is heinous. As per the policy, in case of murder of a child under 14 years of age, the petitioner is not entitled to pre-mature release.

Learned counsel for the petitioner has failed to show any ground on which case of the petitioner could be considered for pre-mature release.

It being so, there is no illegality or infirmity in the impugned order on 10.12.2015.

Resultantly, the present Writ Petition stands dismissed.

02.11.2018
gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:	Yes
Whether Reportable:	No