

27.8.2019

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 4267 OF 2019

Ramesh Mohan Verma

...Petitioner

V/s.

The State of Maharashtra

...Respondent

None for the petitioner.

Mrs. M.H. Mhatre, APP for the respondent-State.

CORAM : B.P. DHARMADHIKARI, &

SANDEEP K. SHINDE, JJ.

Tuesday, 27th August, 2019.

P.C. :

1. We have heard learned AGP.
2. The letter received from prisoner in jail has been placed before this Court.

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3. Communication dated 21st February, 2018 sent by the Additional Sessions Judge, Court Room No.36 mentions that as prisoner has still not completed fourteen years of actual imprisonment, benefit of remission scheme floated on eve of 125th Birth Anniversary of Dr. Babasaheb Ambedkar cannot be extended to him.

4. Though APP is seeking time to verify , we find the reason, prima-facie, unsustainable.

5. In any case, final decision, whether to extend benefit or not is to be taken by the Competent Authority.

6. His remission scheme dated 3rd June, 2017 permits benefit of remission even in case of life imprisonment.

7. We therefore direct Competent Authority to take decision in accordance with the said policy

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independently within four weeks after receipt of this order by it.

8. The decision taken by the Competent Authority shall be communicated to prisoner.

9. The petition is disposed of.

10. This order be communicated to Prisoner in jail.

(SANDEEP K. SHINDE, J.)

(B.P. DHARMADHIKARI, J.)