

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**

CRIMINAL WRIT PETITION NO. 70 OF 2021

Suryakant S/o Atmaram Kadam,
Aged Adult, Convict No.C-432
detained in Open Prison,
Morshi, District Amravati.

.... **PETITIONER**

// VERSUS //

Superintendent,
Open Prison, Morshi,
District Amravati.

.... **RESPONDENT**

Shri N. L. Jaiswal, Advocate (appointed) for the petitioner.
Ms H. N. Jaipurkar, A.P.P for the respondent.

**CORAM : SUNIL B. SHUKRE AND
AVINASH G. GHAROTE, JJ.**

DATED : 22.02.2021.

ORAL JUDGMENT : (Per : Sunil B. Shukre, J.)

1. Heard. **Rule.** Rule made returnable forthwith.
2. Heard finally by consent of the learned counsel appearing for the parties.
3. There is a limited prayer made in this petition and therefore, we are inclined to allow the petition. The petition is allowed

and learned Additional Sessions Judge, Kolhapur is directed to decide the proposal regarding remission of sentence dated 27.07.2017 dispatched on 31.07.2017, within a period of two weeks' from the date of the order, if not decided as yet, in accordance with law, particularly keeping in view the law laid down by this Court in the case of ***Criminal Writ Petition No. 32 of 2021, Ramu Rangrut Madkam Vs. The Deputy Inspector General of prisons (East Zone), Nagpur***, decided on ***15.02.2021***.

Rule accordingly.

Legal remuneration of Rs.2,500/- (Rs. Two thousand five hundred only) be paid to learned Advocate appointed for the petitioner.

(AVINASH G. GHAROTE, J.)

(SUNIL B. SHUKRE J.)