

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CRIMINAL WRIT PETITION NO. 88/2021

PETITIONER : Pravin s/o Pundalik Rathod,
aged 36 years, C-4804, Central Prison,
Amravati. Dist. Amravati.

...VERSUS...

RESPONDENTS: 1. The State of Maharashtra, through D.I.G,
(Eastern Region), Nagpur.

2. The Superintendent of Central Prison,
Amravati, Dist. Amravati.

Mr. A.Y.Sharma, Advocate for petitioner
Ms. Nandita Dubey, APP for respondent nos.1 and 2

CORAM : SUNIL B. SHUKRE AND
AVINASH G. GHAROTE, JJ.
DATE : 12/03/2021.

ORAL JUDGMENT (PER : SUNIL B. SHUKRE, J.)

1] Heard.

Rule. Rule made returnable forthwith. Heard finally by
consent of the learned Counsel for the parties.

2] The petitioner is seeking his transfer from Amravati
prison to Yavatmal prison. However, we find that such a request of

the petitioner, which has already been rejected by the respondents, cannot be accepted in the present facts and circumstances.

3] Now, it is brought on record that there is no room available for accommodating any additional prisoner in the Yavatmal prison. If this is so, the prisoner like the petitioner cannot insist upon his transfer to Yavatmal prison and add to the congestion already prevailing in Yavatmal prison.

4] There is no merit in the petition. The petition stands dismissed.

5] The legal remuneration of Rs.2,500/- (Rupees Two Thousand Five Hundred) be paid to the learned appointed counsel.

6] Rule is discharged.

JUDGE

JUDGE