

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.453 OF 2014

Laltu Ashok Ghosh ... Petitioner
Vs.
State of Maharashtra and others ... Respondents

Ms. M. H. Mhatre, APP for Respondents-State.

**CORAM : S. S. SHINDE &
MILIND N. JADHAV, JJ.**

DATE : JUNE 08, 2022

P.C. :

1. By way of this petition, the petitioner has made a request to direct the appropriate authority for transferring him to the open prison.

2. Ms. Mhatre, learned APP submits that the petitioner is convicted for the offences punishable under Sections 302, 394 and 449 read with Section 34 of the Indian Penal Code. Therefore, his request for transfer cannot be acceded to.

3. Since the petitioner is convicted for the serious offences punishable under Sections 302, 394 and 449 read with Section 34 IPC, we are of the opinion that the decision of the State Government not to transfer him to the open prison is in consonance with the relevant rules.

4. Hence, no case is made out. Petition stands rejected.

5. The Registry shall send a copy of this order to the concerned jail authority, who in turn shall communicate the same to the petitioner.

(MILIND N. JADHAV, J.)

(S. S. SHINDE, J.)