

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION NO. 2843 OF 2017

Punya Chandu Chavan

...Petitioner

Versus

The State of Maharashtra

...Respondent

...

Though Jail – None for the petitioner.

Ms. S. D. Shinde, APP for Respondent/State.

...

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

DATE : 10th JUNE, 2022.

P.C.:

1. The prayer of the petitioner is two fold firstly, to transfer him to open prison and secondly, he may be allowed to argue his pending case before the concerned Court.

2. Learned APP has tendered across the bar a report prepared and signed by Mr. S. S. Kamble, Jailer Class-1, Yerwada Central Prison, Pune. The same is taken on record and marked 'X' for identification.

3. It is mentioned in the said report that the petitioner was released on furlough leave for 14 days. He over-stayed for 2406 days. He was arrested and then brought to the jail on 22.05.2009.

4. In view of the aforesaid report, the prayer of the petitioner to transfer him to open prison cannot be acceded and stands rejected.

Ethape D.A.

5. So far, the prayer of the petitioner to allow him to argue the matter before trial Court is concerned, on the production of the petitioner before the trial Court, the trial Court may consider his prayer.
6. With the above observations, writ petition stands disposed of.

(MILIND N. JADHAV, J.)

(S. S. SHINDE, J.)