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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRWP-966-2020

Date of decision:15.02.2022

YOGENDER

...Petitioner

Versus

STATE OF HARYANA AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. Randeep S. Dhull, Advocate
for the petitioner.

Mr. Pradeep Prakash Chahar, DAG, Haryana.

SURESHWAR THAKUR, J. (ORAL)

1. Since in the present petition a prayer is made for the petitioner being pre-maturely released from prison in terms of the policy concerned. However, when prior to the making of the present petition before this Court, the petitioner has not availed the statutorily ordained remedy inasmuch as, his making an apposite petition before the competent authority, and, it becoming, upon untenable grounds rather rejected.

2. Therefore, the petition at hand, without his prior thereto recouring the appropriate remedy, is mis-constituted, and, is dismissed as not maintainable, at this stage.

3. However, liberty reserved to the petitioner to, forthwith institute an application before the competent authority concerned, with a prayer therein, for his being pre-maturely released from prison, in terms of the policy concerned, as drawn by the State of Haryana. If the afore application is filed within four weeks before the competent authority, the latter shall through a speaking order made thereons, within three weeks thereafter, make a decision in accordance with law.

If the petitioner is still aggrieved, it is open to him to canvass the appropriate remedies in accordance with law.

4. Disposed of.

15.02.2022

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(SURESHWAR THAKUR)
JUDGE

Whether speaking/reasoned:-	Yes/No
<i>Whether reportable:</i>	<i>Yes/No</i>