

Anand

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

WRIT PETITION NO. 625 OF 2023

Anwar Musa Sayyed .Petitioner
Age : 38 years, Occu : Mechanic
R/o. Mandvi Mohalla, Alibaug,
Taluka - Alibaug, District - Raigad,
(Presently in Alibaug Central Prison)

Vs.

1. The State of Maharashtra .Respondents
2. Home Department,
Government of Maharashtra,
Hutatma Rajguru Chowk,
Madam Cama Road, Mantralaya,
Mumbai - 400 032.

Mr. Vikram Sutaria, Advocate, for the Petitioner
Ms S. D. Shinde, APP, for the Respondents - State

**CORAM : SUNIL B. SHUKRE AND
ABHAY S. WAGHWASE, JJ.**

DATE : 15 MARCH 2023

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

. Heard.

2. Rule.

3. Rule is made returnable forthwith. With the consent

of the parties, the Petition is taken up for final disposal at the stage of admission.

4. By this Petition, the Petitioner is seeking a direction to Respondent No. 2 for re-consideration of his plea in appropriate categorization for the purpose of his pre-mature release as per the applicable guide lines.

5. The prayers so made can be allowed by this Court, as ultimately there is always scope for re-consideration and review in such matters. Hence, the order.

O R D E R

(i) The Petition is, therefore, allowed;

(ii) Respondent No. 2 is directed to consider request made by the Petitioner for his being placed in the appropriate category;

(iii) Appropriate decision be taken in accordance with law and at the earliest and within a period of eight weeks from today.

6. The Petition is disposed of accordingly. Rule is made absolute.

(ABHAY S. WAGHWASE, J.)

(SUNIL B. SHUKRE, J.)