

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRWP-856-2020

Date of Decision:-17.03.2023

Balwan Singh.

.....Petitioner.

Vs.

State of Haryana & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. PKS Phoolka, Amicus Curiae for the Petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

JASJIT SINGH BEDI, J.(ORAL)

The prayer in the petition under Article 226/227 of the Constitution of India read with Section 482 Cr.PC is for issuance of writ, order or direction in the nature of Mandamus to direct the premature release of the petitioner who is undergoing life imprisonment being convicted in FIR No.150 dated 15.06.1998 under Section 302, 324, 323, 34 IPC, P.S. Matlanda, Panipat.

The Counsel for the State has placed reliance on para nos.11 & 12 of the reply dated 15.06.2020 to contend that the petitioner was at liberty to move a fresh application seeking premature release as in all probability he would have completed an actual sentence of 14 years and total sentence of 20 years.

In view of the above, the present petition is disposed of with

liberty to the petitioner to move a fresh application seeking premature release and if the said application is moved, the Authorities concerned shall consider the case of the petitioner within a period of 04 weeks from the date of moving of the said application.

Disposed of.

(JASJIT SINGH BEDI)
JUDGE

March 17, 2023
Vinay

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