

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

CRWP-1556-2020 (O&M)

Date of decision: 5th September, 2023

Gurjit Singh @ Gora and another

...Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. V.S. Rana, Advocate for the petitioners.

Mr. Rajiv Sidhu, DAG, Haryana.

AVNEESH JHINGAN, J (Oral):

1. The present petition has been filed seeking quashing of order/letter dated 11th January, 2018.

2. The brief facts are that petitioner No.1 was convicted in case of FIR No. 243, dated 17th October, 1998, under Section 304 Part II IPC, 1860 vide judgment dated 5th September, 2000. Petitioner No.2 was acquitted by the trial Court. In appeal, both the petitioners were convicted under Section 302 read with Section 34 IPC by this Court on 24th October, 2009.

3. There is no dispute between the parties that the policy for pre-mature release dated 13th August, 2008 shall apply to the petitioners.

4. From the reading the of impugned letter (Annexure P-2), it is forthcoming that the Director General of Prisoners had directed the Superintendent of Jail to send the pre-mature release cases of both the petitioners on completion of the requisite sentence as per policy dated 13th August, 2008.

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5. In Annexure P-2 directions were issued to forward the case for pre-mature release in consonance with the policy dated 13th August, 2008. No case is made out for interference.

6. The petition is dismissed being pre-mature.

7. Needless to say that respondent shall forward the case of petitioner for premature release as per the policy applicable.

8. Since the main case has been dismissed, pending application if any is rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

5th September, 2023

Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |