

CRWP-6759-2022

Date of decision: 13.04.2023

Gora Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**Present:** Ms. Bhupinder Pal Kaur Brar, Advocate
for the petitioner.

Mr. Anup Singh, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

The instant Criminal Writ Petition has been filed by the petitioner under Article 226 of the Constitution of India seeking issuance of directions to official respondents to initiate and consider the premature release case of the petitioner as the petitioner has already undergone more sentence than the required period of sentence.

On oral request of the learned counsel for the petitioner, Special Chief Secretary to Govt. of Punjab, Department of Jails has been impleaded as respondent No.4. Registry is directed to carry out the necessary additions in the memo of parties.

On issuance of notice of motion, learned State counsel has filed the status report dated 13.04.2023, which is taken on record. Copy thereof has been supplied to the counsel for the petitioner. In the status report it has been averred as under:-

“1. It is submitted that the petitioner sought issuance of directions to the respondents to initiate and consider his premature release case under Premature Release policy dated 08.07.1991. As it was a matter of state policy, directions were sought by the competent authority i.e. office of the Special Director General of

Police (Jails), Punjab (Chandigarh) from Government of Punjab regarding the said matter. As per the directions issued by Special Director General of Police (Jails), Punjab vide letter no.G.I./J-2/7984 dated 13.09.2022, it has been directed that Premature Release case of the petitioner should be initiated under new Premature Release Policy dated 14.12.2017 under non heinous category and is to be initiated after undergoing 10 years of actual sentence and with remission 14 years. As the petitioner is eligible under this policy, the premature release case has already been initiated vide letter No.4580 dated 19.09.2022 to District Magistrate, Mansa.”

Since the case of the petitioner for premature release has already been initiated, consequently, the present petition is disposed of with a direction to respondent No.4- Special Chief Secretary (Jails) Punjab, to conclude the same expeditiously in accordance with law by passing a speaking order, preferably within a period of four weeks from the date of receipt of certified copy of this order and convey the same to the petitioner.

The present petition stands disposed of accordingly.

13.04.2023

Parveen kumar

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned	:Yes/No
Whether reportable	:Yes/No