

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

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**CWP-6413-2018 (O&M).
Date of Decision: 17.10.2023.**

HARINDER SINGH

.. Petitioner

Versus

**THE DIRECTOR GENERAL OF POLICE, JAIL DEPARTMENT,
PUNJAB AND ANOTHER**

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: None for the petitioner.

Ms. Niharika Shama, AAG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer made in the instant writ petition is for seeking setting aside of the impugned order dated 23.03.2018, passed by respondent No.2- the Superintendent District Jail, Rupnagar, vide which the remission granted to the petitioner by the Government of Punjab on 15.08.2017 has been alleged to be wrongly denied.

The respondents submitted a short reply by way of affidavit of Baljeet Singh, Superintendent, District Jail, Rupnagar on 03.07.2018, as per which the petitioner was initially convicted for life by the District and Sessions Judge vide judgment dated 08.11.2013 in case FIR No.177 dated 03.12.2017, under Sections 302, 307, 324, 148 and 149 of the Indian Penal Code, 1860, registered at Police station City, Ropar. The above said

judgment was challenged by filing CRA-D-1416-DB-2013, wherein even though the appeal was dismissed, however, the sentence awarded to the petitioner was reduced to 10 years under Section 304 Part I/149 of the Indian Penal Code, 1860. Custody certificate has been appended with the present petition as Annexure P-1 as per which the petitioner had undergone an actual sentence of 08 years, 03 months and 18 days till 11.09.2017.

The instant writ petition having been filed in the year 2018, the question which remains to be decided in this petition may only be academic since the petitioner would have already been released from jail after having served the entire sentence as awarded. It is also evident that there is no argument being advanced on behalf of the petitioner since 23.01.2019. The counsel for the petitioner has also not appeared on the last two occasions. The position remains the same today as well.

In view of above, it appears that the petitioner is no more interested in pursuing the present writ petition.

While keeping the question open, the present writ petition is dismissed for non-prosecution.

Liberty is, however, granted to the petitioner to seek revival of the present writ petition in case the issue still survives.

October 17, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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