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IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Writ Petition No. 2491 of 2024 (O&M)
Date of Decision: March 18, 2024

Pardeep Kumar
.....Petitioner
versus
State of Punjab and others
.....Respondents

CORAM: HON'BLE MR.JUSTICE HARPREET SINGH BRAR

Present:- Dr. Bandana Trikha Sachdev, Advocate
for the petitioner (through Video Conferencing)

Mr. Subhash Godara, Addl. A.G. Punjab

Harpreet Singh Brar, J. (Oral)

CRM-W-341-2024

Application is allowed as prayed for and exemption sought for is granted.

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1. The present petition has been filed under Article 226 of the Constitution of India read with Rules 3 and 7 of the Rules and Orders of the Punjab and Haryana High Court Volume Chapter IV, Part F for issuance of a direction to the respondents to release the detenue namely Pardeep Kumar from the illegal custody.
2. Learned counsel for the petitioner *inter alia* contends that the petitioner has completed his sentence in all forty cases under Section 138 of the Negotiable Instruments Act, 1881 and in four appeals the learned lower Appellate Court has modified the order of sentence to the period already

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undergone. The petitioner is not being released by the jail authorities and he has given a representation dated 10.02.2024 (Annexure P-1) to respondent No. 3. Learned counsel for the petitioner submits that he would be satisfied in case a direction is issued to the jail authorities to consider and pass a speaking order on representation dated 10.02.2024 (Annexure P-1) within a time bound manner.

3. Keeping in view the limited prayer made by the petitioner, the present petition is disposed of with a direction to respondent No.3-Superintendent, Central Jail, Faridkot to consider and decide the representation dated 10.02.2024 (Annexure P-1) submitted by the petitioner in accordance with law within a period of four weeks from the date of receipt of certified copy of this order.

(HARPREET SINGH BRAR)
JUDGE

March 18, 2024
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No