



IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

273

CRWP-8268-2023 (O&M)
Date of decision: 22.10.2024

Surjit Singh @ Sita

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Sandeep Verma, Advocate
for the petitioner.

Mr. A. S. Samra, AAG, Punjab.

MANISHA BATRA, J. (Oral)

1. The present petition has been filed under Article 226 of the Constitution of India seeking issuance of a writ in the nature of Certiorari for setting aside the order dated 26.07.2023 (Annexure P-5), passed by respondent No. 4-Deputy Commissioner-cum-District Magistrate, Sirsa, whereby the case of the petitioner for his premature release has been rejected on the ground that the release of the petitioner could cause breach of peace and unwarranted disturbance in the society.
2. Upon notice, reply has been filed by the respondent-State, which is taken on record. It is submitted therein and learned State counsel has argued that the case of the petitioner for his premature release has been sent afresh to the office of respondent No. 2-Director General of Prisons, Punjab on

2024:PHHC:138235



27.07.2023, as required by the Punjab State Premature Release Policy, 08.07.1991, which has been forwarded to the Government of Punjab, vide letter dated 16.08.2023. It is further submitted that the petitioner shall be released prematurely, subject to the confirmation by the State Government, as per the aforesaid policy.

3. The aforesaid facts are not disputed by learned counsel for the petitioner and it is submitted that the present petition may be disposed of by giving a direction to the respondents to decide the case of the petitioner for his premature release expeditiously.

4. In view of the above position and keeping in view the limited prayer made by the petitioner, the present petition is disposed of with directions to respondents to decide the premature case of the petitioner expeditiously in accordance with law, preferably within a period of one month from today.

22.10.2024

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No