

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL WRIT PETITION NO. 968 OF 2024

[Shri Umashankar @ Bapu Shriram Potbhare (in jail) **vs.** State of Maharashtra, through its Secretary, Home Department and anr.]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. Kunal Dhoble, Advocate for the petitioner
Mr. A. B. Badar, APP for the State/respondents

CORAM: ANIL L. PANSARE AND
SIDDHESHWAR S. THOMBRE, JJ.

DATED : 03-09-2025.

Heard for some time.

The petitioner is seeking premature release. Respondent no. 1 has rejected the request on the count that he has not undergone requisite period of imprisonment as envisaged under Government Resolution dated 15-3-2010. The petitioner falls in the category 4(e), which provides for release after 26 years of imprisonment (where the offence i.e. murder committed is exceptional, violent or brutal). In the present case, the petitioner is convicted for committing brutal murder of two persons.

We have, however, noticed that while passing order, the information/report of the Sessions Court in terms of Section 432(b) of the Code of Criminal Procedure, 1973 has been not obtained and considered.

Learned Additional Public Prosecutor shall take instructions on this point.

List in the week commencing from 8-9-2025.

All concerned to act on steno/uploaded copy of the order.

(S. S. THOMBRE, J.)

(A. L. PANSARE, J.)

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