



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL WRIT PETITION NO.355 OF 2025

Omprakash Gayaram Nirmalkar, Confined at Open Prison, Nagpur

-vs-

The Superintendent, Open Prison, Nagpur

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and the Registrar's orders.

Court's or Judge's Orders.

Smt Shweta Wankhede-Chavan, Advocate for petitioner.

Smt Nandita Tripathi, Additional Public Prosecutor for respondent.

CORAM : NITIN W. SAMBRE AND MRS VRUSHALI V. JOSHI, JJ.

DATE : April 29, 2025

1. Heard.
2. It is not in dispute that the petitioner was already released on furlough on earlier two occasions from the open prison on furnishing a PR Bond.
3. In that view of the matter, the objection raised by the respondent that the new set of Rules notified on 02/12/2024 overrules the earlier regime viz. the release of the prisoner lodged in the open prison on PR Bond, cannot be accepted particularly when the issue is under consideration of the State Government.
4. That being so, we direct release of the petitioner on PR Bond.
5. The writ petition is disposed of in above terms.

(Mrs Vrushali V. Joshi, J.)

(Nitin W. Sambre, J.)