



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRWP-1228-2025

Date of decision: 10.02.2025

SUDHIR

...PETITIONER

VERSUS

STATE OF HARYANA AND ORS

...RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Varinder Singh Rana, Advocate
for the petitioner.

Mr. Arun Kumar Gujjar, AAG, Haryana.

SANJIV BERRY, J. (ORAL)

By way of instant petition, the petitioner seeks quashing of impugned order dated 13.01.2025 (Annexure P-2) passed by respondent No.1, whereby the claim of the petitioner for premature release has been rejected in violating the judgments passed by Hon'ble Supreme Court of India in '*State of Haryana Versus Jagdish*' AIR 2010 SC 1690 and '*Raj Kumar Vs. State of Uttar Pradesh*', Writ Petition (Criminal) No.36 of 2022 decided on 06.02.2023 and para 17 (iii) of the order passed by this Hon'ble Court in CRWP No.8232 of 2022 '*Pohlu alias Polu Ram Versus State of Haryana and others.*'

2. It is, *inter alia*, contended by learned counsel for the petitioner that the petitioner had applied for grant of premature release which has been illegally objected by the respondents in violation of the judgments.

3. Learned State counsel has also no serious objection to the prayer made by learned counsel for the petitioner.

4. In view of the submissions made by the parties, the present



CRWP-1228-2025

2

petition is disposed of with a direction to respondent No.1 to consider the case of the petitioner for premature release in the light of the judgments passed by the Hon’ble Supreme Court of India, in ‘State of Haryana Vs. Jagdish’ AIR 2010 SC 1690 and ‘Raj Kumar Vs. State of Uttar Pradesh’, Writ petition (Criminal) No.36 of 2022 decided on 06.02.2023 and para 17(iii) of the order passed by this Hon’ble Court in CRWP No.8232 of 2022 ‘Pohlu @ Polu Ram Vs. State of Haryana and Others’

5. Needless to observe that respondent No.1 shall pass a reasoned and speaking order by taking into consideration the submissions made by the petitioner in the representation, within a period of two months from today.

6. All other pending applications, if any, are also disposed off, accordingly.

10.02.2025
kanika

(SANJIV BERRY)
JUDGE

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |