



2026:CGHC:10499-DB



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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPCR No. 98 of 2026**

Jay Prakash Dubey S/o Shri Shyamcharan Dubey Aged About 48 Years
R/o Village Bhulasikala (Kumharpara) Police Station Kusmi, District
Surguja (C.G.) (Present District Balrampur-Ramanujganj- C.G.)
(Presently Languishing In Jail, Central Jail, Ambikapur District Surguja
(C.G.) As Prisoner No. 214/46)

... Petitioner**versus**

- 1** - State of Chhattisgarh Through- The Chief Secretary, Govt. of Chhattisgarh Mahanadi Bhavan, Mantralaya, Atal Nagar, Naya Raipur, District- Raipur (C.G.)
- 2** - State of Chhattisgarh Through- Its, Principal Secretary, Department Of Home (Jail) Mahanadi Bhavan, Mantralaya, Atal Nagar, Naya Raipur, District- Raipur (C.G.)
- 3** - Secretary Department of Home Mahanadi Bhavan, Mantralaya, Atal Nagar, Naya Raipur, District- Raipur (C.G.)
- 4** - Director General (Prisons) Jail Headquarter- Raipur, District Raipur Chhattisgarh
- 5** - The Jail and Correction Services, Chhattisgarh Director General (Prisons) Jail Road- Raipur, District- Raipur Chhattisgarh
- 6** - Jail Superintendent of Police Ambikapur Central Jail Ambikapur, District- Surguja (C.G.)
- 7** - Collector, Ambikapur District- Surguja (C.G.)
- 8** - Collector, Balrampur District- Balrampur-Ramanujganj (C.G.)
- 9** - The Superintendent of Police District Surguja (C.G.)



10 - The Superintendent of Police District Balrampur-Ramanujganj (C.G.)

11 - The Station House Officer Police Station Kusmi, District Balrampur-Ramanujganj (C.G.)

... Respondents

For Petitioner	: Mr. Akath Kumar Yadav, Advocate
For Respondents/State	: Mr. S.S. Baghel, Govt. Advocate

Hon'ble Shri Ramesh Sinha, Chief Justice
Hon'ble Shri Ravindra Kumar Agrawal, Judge

Order on Board

Per Ramesh Sinha, Chief Justice

28.02.2026

1. Heard Mr. Akath Kumar Yadav, learned counsel for the petitioner as well as Mr. S.S. Baghel, learned Government Advocate, appearing for the State/respondents.
2. The present writ petition has been filed by the petitioner with the following prayers:

"10.1 That, this Hon'ble Court may kindly be pleased to call for entire records from respondent authorities.

10.2 That, this Hon'ble Court may kindly be pleased to issue an appropriate writ, order or directions to respondents for granting the remission / release of the remaining sentence of the Petitioner, in the interest of justice.

10.2 Any other relief may also be granted in favour of the Petitioner as may deem fit by the Hon'ble Court as per facts and circumstances of the case."



3. Learned counsel for the petitioner submits that the petitioner was convicted by judgment dated 14.11.2011, passed by the learned 2nd Additional Sessions Judge, Ambikapur, District Surguja (C.G.) in Sessions Trial No. 237/2010, for offences punishable under Sections 302 and 201 of the IPC, and was awarded the maximum sentence of imprisonment for life under Section 302 IPC. It is submitted that the petitioner is in jail since 05.03.2010, thereby he has served for about more than 16 years of sentences and total about 22 years with earned remission, thereby becoming eligible for consideration of remission under Section 432 of the Code of Criminal Procedure, 1973. Learned counsel further submits that the petitioner had preferred an application in 2024 seeking remission of the remaining portion of his sentence; however, the said application is still pending consideration before the State Sentence Review Board/ Competent authority. Learned counsel, therefore, prays that the respondent/authorities be directed to decide the petitioner's pending remission application within a reasonable time.
4. Learned State Counsel submits that the petitioner's application is already sub judice, and the same will be decided by the competent authority within the stipulated period, strictly in accordance with law.
5. We have heard learned counsel for the parties and perused the documents appended with the petition.
6. In view of the submissions made by learned State Counsel, it is directed that the pending application of the petitioner for remission shall be considered and decided by the State Sentence Review Board/



competent authority within a period of two months from the date of receipt of a copy of this order.

7. With the aforesaid observation/ direction, the petition stands disposed off.

Sd/-
(Ravindra Kumar Agrawal)
Judge

Sd/-
(Ramesh Sinha)
Chief Justice

Chandra