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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 2346/2024**
PRAVEEN RANA

.....Petitioner

Through: Mr. Mohit Chaurasia, Mr. Sandeep Aggarwal, Ms. Dolly Nair and Mr. Jitender, Advocates.

versus

STATE NCT OF DELHI

.....Respondent

Through: Ms. Rupali Bandhopadhyaya, ASC for State with Mr. Abhijeet Kumar and Mr. Sagar Mehlawat, Advocates with Insp. Naveen Kumar, PS: Samaypur Badli.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **05.08.2024**

CRL.M.A. 22931/2024 (Exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

W.P.(CRL) 2346/2024

1. This petition has been filed seeking quashing of the punishment ticket no. 42 dated 13th July, 2023.
2. Petitioner was arrested in FIR no. 188/2017 PS Samaypur Badli, under Section 302 of IPC and was admitted to jail March, 2017.
3. He was convicted and sentenced in June, 2018 for imprisonment for life.
4. This Court dismissed his criminal appeal in June, 2023.
5. In July, 2023, punishment ticket no.42 was issued on the basis that he



was in possession of contraband being an offence under Delhi Prison Rules and his call facility and canteen were both stopped.

6. Counsel for petitioner points out that the show cause notice stated that his *mulakat* facility and canteen facility be stopped for 15 days; however, it was finally stopped for a month which is in violation of the Delhi Prison Rules.

7. Further, he was punished twice for the same offence which is violation of Rule 1275 of Delhi Prison Rules 2018.

8. Moreover, no statement of any witnesses has been taken, particularly since the petitioner had actually found the contraband and handed it over to the *chakkar* on duty.

9. Quite to the contrary he was found to be in possession, and punishment ticket was issued.

10. Issue notice.

11. ASC for State accepts notice. Status report be filed in this regard. In this context report be requisitioned from Jail Superintendent and placed on record, before the next date of hearing.

12. Copy of the order be sent to the Jail Superintendent for information and necessary compliance.

13. Nominal Roll be called for from the concerned Jail Superintendent and placed on record well before the next date of hearing.

14. List on 17th September, 2024.

15. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 5, 2024/RK