

ITEM NO.23

COURT NO.16

SECTION X

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Writ Petition(Criminal) No. 164/2022

RAJENDRA & ORS.

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.63975/2022-EXEMPTION FROM FILING O.T. )

Date : 17-05-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SURYA KANT  
HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s) Ms. Anu Gupta, AOR  
Mr. Sanjay Mani Tripathi, Adv.  
Ms. Gouri Karuna Das Mohanti, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

Heard learned counsel for the petitioners.

The petitioners are life convicts who have completed more than 14 years of actual sentence without remission. The petitioners are presently lodged in the Central Jail, Bareilly, Uttar Pradesh.

The grievance of the petitioners is that despite completion of 14 years of actual sentence, their cases for pre-mature release are not being considered by the State Government and no final decision has been taken by the competent authority.

It is further submitted that the petitioners were made to fill Form-A, which was duly forwarded to the concerned authority, but no decision thereto has been taken, though the Government Policy dated 06.09.2004, itself mandates that the pre-mature release cases shall be considered and decided in a time bound manner.

In light of the above, this Court deems it appropriate to dispose of the writ petition with a direction to the respondent-authorities to consider and decide the claim of the petitioners for pre-mature release, in accordance with the Government Notification dated 06.09.2004, within a period of three months from the date of communication of this order.

It is clarified that we have not expressed views on the merits of the petitioner's claim.

Pending applications, if any, shall stand disposed of.

(MANISH ISSRANI)  
COURT MASTER(SH)

(RENU KALIA)  
BRANCH OFFICER