



ITEM NO.33

COURT NO.5

SECTION II

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

Petition(s) for Special Leave to Appeal (Crl.)  
No(s). 6745/2026

[Arising out of impugned final judgment and order  
dated 05-09-2008 in CRA No. 5169/2007 passed by  
the High Court of Judicature at Allahabad]

MUNNA

Petitioner(s)

VERSUS

STATE OF U.P.

Respondent(s)

Date : 16-04-2026 This matter was called on for  
hearing today.

CORAM :

HON'BLE MR. JUSTICE M.M. SUNDRESH

HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) Mr. Rishi Malhotra, Sr. Adv.  
Ms. Ansuiya, Adv.  
Mr. Shivaansh Maini, Adv.  
Mr. Prem Malhotra, AOR

For Respondent(s) Dr. Vijendra Singh, AOR  
Mr. Aniket Tiwari, Adv.

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

The issue for consideration in the present petition is as to whether the High Court has the jurisdiction to sentence the petitioner to imprisonment for life while fixing a condition that remission could be sought only after completion of 20 years of sentence.

Learned Senior counsel appearing for the petitioner placed reliance upon the judgment of this Court in *Sukhdev Yadav @ Pehalwan v. State of (NCT of Delhi) & Ors.* - Criminal Appeal No.3271/2025 dated 29<sup>th</sup> July, 2025.

Learned counsel appearing for the State submits that in any case, the petitioner having completed 21 years of incarceration, his case for remission is under consideration, and therefore, a period of four weeks may be granted, after which the present issue may be considered.

Considering the above, particularly, the fact that the petitioner has already completed 21 years of imprisonment, we direct the respondent to release the petitioner forthwith, until and unless he is required in any other case, on such terms and conditions as may be imposed by the concerned Trial Court.

Ordered accordingly.

List the matter on 28.05.2026.

(ASHA SUNDRIYAL)  
DEPUTY REGISTRAR

(POONAM VAID)  
ASSISTANT REGISTRAR