

ITEM NO.2

COURT NO.6

SECTION II

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CRIMINAL) Diary No. 28783/2023

[Arising out of impugned final judgment and order dated 13-09-2018 in CRLA No. 370/1983 passed by the High Court of Judicature at Allahabad]

SURENDRA @ SUNDA

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH

Respondent(s)

(IA No. 245536/2024 - APPLICATION FOR PERMISSION and IA No. 289119/2024 - APPLICATION FOR PERMISSION and IA No. 244419/2024 - APPLICATION FOR PERMISSION and IA No. 288753/2024 - APPLICATION FOR PERMISSION and IA No. 129279/2024 - CONDONATION OF DELAY IN FILING and IA No. 203861/2024 - EXEMPTION FROM FILING O.T. and IA No. 279416/2024 - EXEMPTION FROM FILING O.T. and IA No. 257427/2024 - EXEMPTION FROM FILING O.T. and IA No. 245529/2024 - INTERVENTION APPLICATION and IA No. 245530/2024 - PERMISSION TO FILE APPLICATION FOR DIRECTION and IA No. 289120/2024 - PERMISSION TO FILE APPLICATION FOR DIRECTION and IA No. 244420/2024 - PERMISSION TO FILE APPLICATION FOR DIRECTION and IA No. 288756/2024 - PERMISSION TO FILE APPLICATION FOR DIRECTION and IA No. 245537/2024 - PERMISSION TO FILE APPLICATION FOR DIRECTION)

Date : 04-03-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.K. MAHESHWARI
HON'BLE MR. JUSTICE ARAVIND KUMAR

For Petitioner(s) :

Mr. Sanjai Kumar Pathak, AOR (Not present)

For Respondent(s) :

Ms. Garima Prasad, Sr. A.A.G.
Mr. Pradeep Misra, AOR
Mr. Daleep Dhyani, Adv.
Mr. Suraj Singh, Adv.

Mr. T. R. B. Sivakumar, AOR

Mr. Aarif Ali, Adv.
Mr. Pankaj Tiwari, Adv.
Mr. Mujahid Ahmad, Adv.

Mr. Chand Qureshi, AOR

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

1) Ms. Garima Prasad, learned Additional Advocate General appearing on behalf of respondent-State of Uttar Pradesh, prays for and is granted further three weeks' time to submit the new compliance report.

2) At the same time, as assured, the Government shall develop a software and prepare SOP, thereby, compliance of judgment dated 18.02.2025 of this Court in the case of *In Re: Policy Strategy for grant of bail* (Suo Motu Writ Petition (Crl.) No. 4 of 2021) shall be timely observed in particular the cases of those prisoners who have completed 14 years/16 years of the actual jail sentence.

3) It is apposite to reproduce the directions as issued *vide* the aforesaid judgment dated 18.02.2025, which is as under:

“(a) Where there is a policy of the appropriate Government laying down guidelines for consideration of the grant of premature release under Section 432 of the CrPC or Section 473 of the BNSS, it is the obligation of the appropriate Government to consider cases of all convicts for grant of premature release as and when they become eligible for consideration in terms of the policy. In such a case, it is not necessary for the convict or his relatives to make a specific application for grant of permanent remission. When the jail manual or any other departmental instruction issued by the appropriate Government contains such policy guidelines, the aforesaid direction will apply;

- 4) Interim order to continue till the next date of listing.
- 5) The compliance affidavit be filed before the next date of listing.
- 6) List on 01st April, 2025.

(NIDHI AHUJA)
AR-cum-PS

(NAND KISHOR)
COURT MASTER (NSH)