

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

**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.129279/2024-CONDONATION OF DELAY IN FILING )**

**Date : 13-08-2024 This petition was called on for hearing today.**

**CORAM :**

**HON'BLE MR. JUSTICE J.K. MAHESHWARI  
HON'BLE MR. JUSTICE RAJESH BINDAL**

**For Petitioner(s)** Mr. Sanjai Kumar Pathak, AOR  
Mr. Arvind Kumar Tripathi, Adv.  
Mrs. Shashi Pathak, Adv.  
Mr. Maruti Nandan, Adv.

**For Respondent(s)**

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

Letter dated 11.08.2024, issued by the Office of the senior Superintendent, Central Jail, Agra and copy of the order dated 10.01.2024 passed by the High Court of Allahabad in Crl.A. No. 165 of 2016 are taken on record.

After hearing learned counsel for the petitioner we do not find any reason and ground to entertain this special leave petition.

However, during the hearing it is informed that as per letter dated 11.08.2024 issued from the office of the senior Superintendent, Central Jail, Agra in reference to the order dated 10.01.2024 passed in

Criminal Appeal No. 165 of 2016, Ganesh Vs. State of Uttar Pradesh, the petitioner has been prematurely released. As informed his custody by this time is two years, five months and twelve days till 22.03.2024 i.e. the date on which he was released.

However, to ascertain that how a person who is convicted for life imprisonment, can be released in furtherance to the order passed in a different appeal in which the petitioner is not an appellant. The fact be explained by the learned counsel for the State of Uttar Pradesh and an explanation to that effect be submitted by the senior Superintendent, Central Jail, Agra through the Government Advocate.

Let a copy of this order be sent to Mr. Ravindra Raizada, A.A.G. of the State of Uttar Pradesh and the copy of the petition be supplied by the learned counsel for the petitioner to him.

List after two weeks.

**(RAJNI MUKHI)**  
**COURT MASTER (SH)**

**(POOJA SHARMA)**  
**COURT MASTER (NSH)**