

ITEM NO.18 Court 5 (Video Conferencing) SECTION X

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

Writ Petition(s)(Criminal) No(s). 456/2021

DR. AASHIQ HUSSAIN FAKTOO Petitioner(s)

VERSUS

UNION TERRITORY OF JAMMU AND KASHMIR & ANR. Respondent(s)

(IA No.141259/2021-GRANT OF INTERIM RELIEF)

Date : 22-11-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s) Mr. Colin Gonsalves, Sr. Adv.
 Mr. Sadiq Noor, Adv.
 Mr. Satya Mitra, AOR

For Respondent(s)

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

This writ petition is filed for setting aside Rule 54(1) of the Manual for Superintendence & Management of Jails in State of Jammu and Kashmir, 2000 and for setting aside Government Order No. Home 73 of 2012 issued by the State of Jammu and Kashmir on 23.08.2012.

The petitioner further seeks a direction to the High Court of Jammu & Kashmir to hear LPA No.230 of 2012.

The petitioner submits that he has completed 20 years of sentence. The application filed for

remission was rejected and the writ petition filed by him was dismissed. Challenging the Order passed in the writ petition, the petitioner filed LPA No.230 of 2012 which has been pending consideration before the High Court of Jammu and Kashmir since then.

We request the High Court to dispose of LPA No.230 of 2012 expeditiously as the petitioner has been languishing in prison for a long number of years. The petitioner is also at liberty to challenge Rule 54(1) of the Manual for Superintendence & Management of Jails in State of Jammu and Kashmir, 2000 and Government Order No. Home 73 of 2012 issued by the State of Jammu and Kashmir on 23.08.2012, in the High Court of Jammu & Kashmir.

The writ petition stands disposed of accordingly. Pending application(s), if any, shall also stand disposed of.

(Geeta Ahuja)
Court Master

(Raj Rani Negi)
Deputy Registrar