

3. The said order of rejection dated 27th December, 2017, placed before the Court, is taken on record.

4. In view of the fact that the petitioner's request/representation for premature release under the provisions of the U.P. Prisoners' Release on Probation Act, 1938 has been rejected by a reasoned order we are of the view that the petitioner ought to be left with the remedy of challenging the said order (dated 27th December, 2017) before the High Court by way of a petition under Article 226 of the Constitution of India wherein the petitioner may also pray for grant of bail/release on probation for a specified period as he may be advised.

5. To enable the petitioner to file the requisite petition before the High Court we request the U.P. State Legal

Services Authority to provide necessary legal aid to the petitioner. Once the petition/application is filed before the High Court we request the High Court to consider the same out of turn and pass final orders therein as expeditiously as possible keeping in view that the petitioner has remained in custody for a period of nearly three decades (28 years 03 months and 28 days without remission and 36 years 09 months and 13 days with remission).

6. The writ petition shall stand disposed of in terms of the above directions.

....., J.
(RANJAN GOGOI)

....., J.
(R. BANUMATHI)

NEW DELHI
JANUARY 04, 2018

ITEM NO.38

COURT NO.3

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 (CRIMINAL) NO(S). 143/2017

ASHOK KUMAR

PETITIONER(S)

VERSUS

THE STATE OF UTTAR PRADESH & ANR. RESPONDENT(S)
(FOR IA NO.94810/2017-APPROPRIATE ORDERS/DIRECTIONS)

Date : 04-01-2018 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. Gopal Verma, AOR (A.C.)

For Respondent(s)

Mr. D.K. Goswami, Adv.
Mr. Adarsh Upadhyay, Adv.
Ms. Lhingneivah, Adv.UPON hearing the counsel the Court made the following
O R D E RThe writ petition shall stand disposed of in
terms of the signed order.[VINOD LAKHINA]
AR-cum-PS[ASHA SONI]
BRANCH OFFICER

[SIGNED ORDER IS PLACED ON THE FILE]