

ITEM NO.4

COURT NO.11

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 (Cr1.) No(s). 1396/2020

(Arising out of impugned final judgment and order dated 07-11-2017 in JA No. 2357/2010 passed by the High Court Of Judicature At Allahabad)

ALTAF

PETITIONER(S)

VERSUS

STATE OF U.P THROUGH INSPECTOR OF POLICE

RESPONDENT(S)

(Inquiry Report has been received in view of order dated 07.02.2020)

(IA No. 196656/2019 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 196657/2019 - EXEMPTION FROM FILING O.T.)

Date : 02-08-2022 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AJAY RASTOGI  
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s) Mr. A. Sirajudeen, Sr. Adv.  
Mrs. Revathy Raghavan, AOR  
Ms. Divya Singhvi, Adv.  
Ms. Mahamai Antoni J., Adv.

For Respondent(s) Mr. Vinod Diwakar, AAG  
Mr. Sarvesh Singh Baghel, AOR  
Mr. B.N. Dubey, Adv.  
Mr. Ajay Kumar Prajapati, Adv.

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

We have heard learned counsel for the petitioner at length and find no reason to interfere with the order impugned dated 07.11.2017 upholding conviction under Section 302 IPC.

At this stage, learned counsel for the petitioner submits that as per the custody certificate issued by the Senior Jail Superintendent, Central Jail, Agra dated 12.09.2019 (page 57), the petitioner has undergone 11 years 04 months and 06 days of incarceration and has almost completed 14 years of substantive sentence by this time and that the petitioner is eligible for premature release/remission under the State Rules or in terms of Section 433A of the Code of Criminal Procedure.

The petitioner is at liberty to move an application for premature release/remission before the competent authority and if such an application is filed, the same may be decided by the competent authority under the relevant rules and circulars on its own merits within a period of three months from the date of filing of such application.

The special leave petition stands dismissed with the aforesaid directions.

Pending application(s), if any, shall stand disposed of.

(POOJA SHARMA)  
COURT MASTER (SH)

(BEENA JOLLY)  
COURT MASTER (NSH)