

IN THE HIGH COURT OF BOMBAY AT GOA.

CRIMINAL WRIT PETITION NO. 7 OF 2003.

Caetano Fernandes,
presently at Central Jail,
Aguada.

... Petitioner.

Versus

1. State of Goa through
Chief Secretary, Panaji.
2. Inspector General of
Prisons, Collector North,
Panaji.
3. Superintendent of Police,
North, Panaji.

... Respondents.

Ms. A.A. Desai, Advocate for the Petitioner.

Ms. W. Coutinho, Addl. Public Prosecutor for the
Respondents.

Coram: P.V. HARDAS, J.

Date: 28th March 2003.

ORAL JUDGMENT.

Rule. Rule made returnable forthwith. By consent of parties, the petition is taken up for final disposal at the stage of admission.

2. This petition challenges the Order, dated 27th January 2003, issued by the Inspector General of Prisons, Panaji, Goa, declining to entertain the request of the petitioner for release on parole on the grounds stated in the application of the petitioner, which is dated 14th November 2002.

3. Mrs. Coutinho, the learned Additional Public Prosecutor on behalf of the respondents, submits that

the Inspector General of Prisons will reconsider the application of the petitioner within a period of four weeks from today. It is needless to mention that the petitioner would be at liberty to advance any other ground/reason for seeking his release on parole.

4. In view of this, the Order impugned in the petition, dated 27th January 2003, is, hereby, quashed and set aside. The respondent no. 2 Inspector General of Prisons to decide the application of the petitioner, dated 14th November 2002, for parole as per law within four weeks from today.

5. Rule made absolute in the above terms.

(P.V. HARDAS)
JUDGE.

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