

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 7<sup>TH</sup> DAY OF APRIL, 2020**

**PRESENT**

**THE HON'BLE MR.ABHAY S. OKA, CHIEF JUSTICE**

**AND**

**THE HON'BLE MRS.JUSTICE B.V. NAGARATHNA**

**WRIT PETITION NO.6682 OF 2020 (GM-RES-PIL)**

BETWEEN:

MOINUDDIN N  
S/O NIZAMUDDIN N  
AGED ABOUT 27 YEARS  
ADVOCATE AT NO.27  
GROUND FLOOR, HMS COMPLEX  
CUBBONPET MAIN ROAD  
BANGALORE-560002

... PETITIONER

(BY SRI SIRAJUDDIN AHMED, ADVOCATE)

AND:

1. STATE OF KARNATAKA  
THROUGH PRINCIPAL SECRETARY  
VIDHANA SOUDHA  
BANGALORE-560001

2. ADGP & IG OF PRISONS  
AND CORRECTIONAL SERVICES  
# 4, SHESHADRI ROAD  
BANGALORE-560009

... RESPONDENTS

(BY SRI M. DHYAN CHINNAPPA, AAG ALONG WITH  
SRI V.G. BHANU PRAKASH, AGA AND  
SRI VIKRAM HUILGOL, AGA FOR RESPONDENTS)

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THIS WRIT PETITION IS FILED UNDER ARTICLES 226  
AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE  
WRIT OF MANDAMUS OR ANY OTHER APPROPRIATE WRIT(S),  
ORDER(S) OR DIRECTION(S) AND THEREBY A) LIFE

CONVICTS AND THE PRISONERS WHO HAS UNDERGONE MORE THAN 14 YEARS SHOULD ALSO BE GIVEN AN OPPORTUNITY TO BE RELEASED ON PAROLE/FURLOUGH AND ETC.,

THIS PETITION COMING ON FOR ORDERS THIS DAY, **CHIEF JUSTICE** MADE THE FOLLOWING:

**ORDER**

Sri Moinuddin N through M/s S.J. Associates has filed this writ petition praying for a direction to release life convicts and prisoners who have undergone more than 14 years of imprisonment on parole. As far as this prayer is concerned, if the concerned prisoners apply for grant of parole, the State will consider the application in accordance with law as expeditiously as possible.

2. As regards the other grievance regarding non-compliance of Section 436A of the Code of Criminal Procedure, 1973, no specific cases have been pointed out. An issue is raised about the uploading of the orders granting bail with a view to ensure that the concerned prisoner is able to avail of the order of bail at the earliest. This issue needs to be dealt with by the Registry and therefore, the Registrar General will issue necessary directions in this behalf to all the Courts in the State.

3. We may add here that the facility of e-filing of the urgent matters has been made available in all the Districts and Trial Courts in the State. Therefore, in case of urgency, the prisoners can always apply for grant of bail by taking benefit of e-filing.

4. Needless to add that the Prison Authorities will permit the prisoners who wish to apply for e-filing of bail applications to submit requests on the designated e-mail addresses of the concerned Courts.

5. This petition filed by Sri. Moinuddin N as regards these prayers shall be registered for statistical purpose.

6. The writ petition is disposed of with the above directions.

**Sd/-  
CHIEF JUSTICE**

**Sd/-  
JUDGE**