

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 3100 OF 2015

Santosh S. Rashinkar.

..Petitioner.

Versus

State of Maharashtra & Another.

..Respondents.

Mr. Anand S. Patil for the Petitioner.

Mrs. S. V. Sonawane, learned APP for the State.

Coram : RANJIT MORE &
SMT. ANUJA PRABHUDESSAI, JJ.

Date : **August 13, 2015.**

P. C. :

1. The extra-ordinary writ jurisdiction is invoked by the Petitioner seeking grant of parole for the period 10th August 2015 to 9th September 2015. Ground pressed into service is that wife of the Petitioner is carrying.

2. During the pendency of the petition, on 7th August 2015, the Petitioner's wife has delivered. Therefore, no reason to grant parole.

3. Be that as it may, the record placed before us by learned APP discloses that earlier on 24th July 2014, the Petitioner was released on parole for the period of 30 days; he was supposed to surrender on 25th August 2014. However, he did not report back and after about 9 months he was caught and brought back to jail. The period of one year from the last parole has not

expired. Therefore, the Petitioner is not entitled to the grant of parole in terms of Rule 19 of the Rules regarding Grant of Parole.

4. In the above conspectus of the matter, writ petition is dismissed.

[SMT. ANUJA PRABHUDESSAI, J.]

[RANJIT MORE, J.]