

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRWP No.1510 of 2014

Date of Decision 19.01.2015

Manjinder Singh

..Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR.JUSTICE M.M.S BEDI

Present: Mr. A.S.Trikha, Advocate,
for the petitioner.

Mr. J.S.Brar, AAG, Punjab.

M.M.S BEDI, J.(ORAL)

Pursuant to the order dated 17.12.2014 the matter regarding grant of parole to the petitioner has been re-considered. The Sub Divisional Magistrate has prepared a report that the SSP Taran Taran has not recommended parole basically for two reasons, first that it is assumed that the petitioner being a young bachelor not owning any land in the village would go to foreign country as his brother is living in foreign country and he himself lives in Dubai and second, there are doubts that he is likely to indulge in narcotic smuggling.

The subjective satisfaction of Sub Divisional Magistrate rejecting the resolution of village panchayat which had offered to stand guarantee for the good conduct of the petitioner appears to be arbitrary being without any sufficient basis and having arrived at on conjectures and surmises.

In order to test the authenticity of the administrative authority, I deem it appropriate to grant interim parole to the petitioner for a period of four weeks. He would be released on parole on undergoing various formalities to the satisfaction of District Magistrate Taran Taran on furnishing personal bonds for Rs. 1 lac with similar surety and guarantee of the Gram Panchayat of his village.

A specific direction is issued that the petitioner will not be permitted to leave India and in case he holds the passport, it will be kept with the District Magistrate. He will be under the surveillance of the police of District Taran Taran and would be required to report on all Saturdays to the local police station during the period of parole.

The petition is disposed of with the aforesaid directions. However, the case be listed on 02.03.2015 for a report regarding the surrender of the petitioner after parole.

19.01.2015*harsha***(M.M.S.BEDI)
JUDGE**