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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(CRL) 1595/2017

JEETU SAINI

..... Petitioner

Through: Mr. Jitendra Sethi with Mr. Akash
Sharma & Ms. Anshika Sethi, Advs.

versus

STATE OF NCT OF DELHI

..... Respondent

Through: Ms. Kamna Vohra, ASC
SI Nasib Singh, P.S. Vikas Puri

CORAM:

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

ORDER

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30.05.2017

The petitioner had represented before the competent authority for being released on parole as his father has to undergo an operation of cortical cyst but the aforesaid representation of 24.04.2017 has not yet been responded to.

Learned counsel for the petitioner submits that he has been convicted and sentenced for an offence under Section 302 IPC for life imprisonment. The petitioner has by now undergone more than 8 years in custody.

With reference to nominal roll, learned counsel for the petitioner has drawn the attention of this court to two occasions when interim bail was granted to him way back in the year 2013 and 2014. Only on one occasion, it has been argued, that when the petitioner was released on parole w.e.f. 25.08.2015 which was to end on 26.09.2015, the petitioner jumped the bonds and was arrested only on 21.12.2015. Because of this his overall

conduct in jail has been assessed to be unsatisfactory. However, for the last one year, the petitioner has not been done anything and his conduct has been assessed to be satisfactory.

The status report filed by Ms. Kamna Vohra, learned ASC has been taken on record. The address of the petitioner has been verified. The factum of operation of the father of the petitioner is also found to be true. The operation is scheduled on 05.06.2017.

Taking into account the aforesaid facts, namely, the satisfactory conduct of the petitioner for the last one year and the requirement of his attending to his father, who is to be operated upon on 05.06.2017, this court is persuaded to release the petitioner on parole for a period of 4 weeks.

Let the petitioner be released on parole for a period of four weeks, to be counted from the date of his release, on his furnishing a personal bond in the sum of Rs.10,000/- with one surety in the like amount to the satisfaction of the Superintendent of the concerned jail.

The petitioner shall be required to follow the conditions enumerated below:-

- a) The petitioner shall surrender before the jail authorities on or before the expiry of the said period of parole.
- b) The petitioner shall not engage himself in any unlawful activity.
- c) The petitioner would not leave, under any circumstance, the National Capital Territory of Delhi.
- d) He shall furnish his and his surety's mobile telephone numbers to the SHO of the concerned police station so that in case of necessity he could be tracked and his whereabouts could be ascertained.

In case, the petitioner flouts any one of the conditions, an application could be moved by the SHO for cancellation of his parole and for taking of coercive steps for securing his attendance.

With these observations, the petition is disposed of.

The order be communicated to the Superintendent of the concerned jail for compliance and record.

Dasti.

ASHUTOSH KUMAR, J

MAY 30, 2017

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