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

+ W.P.(CRL) 2512/2017

CHANDER SHEKHAR @ CHANDU Petitioner

Through: Mr.Biswajit Kr.Patra, Adv.

versus

STATE

..... Respondent

Through: Ms.Kamna Vohra, ASC for State with SI
Vikas Deep from police station-Sonia
Vihar.

CORAM:

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

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04.09.2017

The present petition has been filed by the petitioner inter alia praying for issuance of writ of mandamus granting parole to the petitioner for a period of three months for filing SLP before the Hon'ble Supreme Court of India.

Status report has been filed by the State.

Perusal of the nominal roll of the petitioner shows that he is undergoing a sentence of 1 year Rigorous Imprisonment and a fine of Rs.1,000/- for offence under Section 451 of Indian Penal Code, 1860 (IPC) and 3 years Rigorous Imprisonment for offence under Section 8 of POCSO Act with fine of Rs.5,000/- in case FIR No.163/2014 registered at police station-Sonia Vihar for the offences punishable under Section 354/451 IPC and Section 8 POCSO Act.

The petitioner has already undergone 1 year 2 months and 22 days of incarceration and also earned remission of 3 months and 8 days as on 19.08.2017. The unexpired portion of the sentence is 1 year 6 months (IFP). The jail conduct of the petitioner has been found to be satisfactory.

The appeal preferred by the petitioner was dismissed vide order dated 28.04.2017 of this Court.

The status report filed by the State goes to show that the address provided by the petitioner has been got verified.

In these circumstances, the present petition is allowed. The petitioner is directed to be released on parole for a period of **three weeks**, subject to :

- i) his furnishing personal bond with one local surety in the sum of Rs.25,000/- to the satisfaction of the Jail Superintendent;
- ii) he shall report at the local police station to mark his attendance on every Friday at 11:00 a.m. during the period of parole;
- iii) he shall duly surrender at the end of the period of parole;
- iv) at the time of his surrender, he shall submit proof of filing the Special Leave Petition before the Supreme Court, to the Jail Superintendent;
- v) he shall provide his mobile phone number to the Jail Superintendent at the time of his release, which shall be kept in working condition at all times. The same shall not be changed without prior intimation to the Jail Superintendent;
- vi) he shall also not indulge in any criminal activity during the period of parole.

Copy of this order be given dasti, as prayed.

A copy of this order be communicated to the Jail Superintendent concerned.

SANGITA DHINGRA SEHGAL, J

SEPTEMBER 04, 2017/ssc