

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRWP No.785 of 2017
Date of Decision: 25.01.2018

Amandeep Singh

. . . Petitioner

Versus

State of Punjab and another

. . . Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. J.S. Bains, Advocate
for the petitioner.

Mr. Amandeep S. Gill, Sr. DAG, Punjab.

Sudhir Mittal, J. (Oral)

This petition has been filed by the petitioner Amandeep Singh seeking parole of four weeks for repair of house. The petitioner is undergoing sentence of ten years after being convicted under Section 22 of the NDPS Act. He has already undergone actual sentence of about three years.

Learned counsel for the petitioner submits that a proper application for parole was moved before the jail authorities and the same has been rejected vide order dated 11.05.2017 on untenable grounds. There is no other previous case registered against the petitioner under either NDPS Act, 1985 or any other penal law and therefore, the ground of rejection that he may indulge in business of drugs is a figment of

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imagination. Learned counsel further submits that the petitioner is ready to furnish surety as may be deemed appropriate and the police can keep vigil on his activities during the parole.

Learned State counsel relies on the contents of reply filed by the State to oppose the grant of parole.

As per the jail manual, the petitioner is entitled to 84 days' parole in one year, whereas in the instant case, the petitioner has not availed the benefit of parole till date. There is no previous case registered against him and therefore, the alleged likelihood of dealing in drugs during the period of parole, appears to be imaginary. Thus, the petitioner is directed to be released on parole for four weeks' on his furnishing surety to the satisfaction of District Magistrate, Amritsar. During the period of parole the petitioner is warned not to indulge in any illegal activities and the police shall be entitled to keep vigil on his activities during the parole and in case the petitioner is found indulging in any illegal activity, the benefit of parole granted to him by this Court, shall stand automatically cancelled.

Disposed of.

[SUDHIR MITTAL]
JUDGE

January 25, 2018
Sachin/harish

Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No