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

CWP No.16563 of 2018

Date of decision: September 18, 2018

Gurdeep Kaur

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr. Deepak Garg, Advocate for the petitioner.

Ms. Lavanya Paul, AAG Punjab.

RAKESH KUMAR JAIN, J (Oral)

This petition is filed by the wife of Gurnam Singh son of Jagrup Singh who has been convicted for a period of 3 years and is presently lodged in the Central Jail, Bathinda. The petitioner herself is unwell and has to undergo a surgery for removal of stones in her uterus but she is not in a position to make necessary arrangements including the funds and has thus, prayed that her husband Gurnam Singh may be released on parole for a period of 2 weeks.

The application of the petitioner was not being considered, therefore, notice was issued to the respondents. In the reply filed by the respondents, the illness of the petitioner has been testified, who has been advised surgery by the Medical Officer, Civil Hospital, Rampura Phul. Learned State counsel has submitted that the case of the husband of the petitioner has been initiated by the District Magistrate, Bathinda, on 10.09.2018, but no order has been passed so far.

I have heard learned counsel for the parties and after considering the facts and circumstances, am of the considered opinion that the present writ petition deserves to be allowed and the husband of the petitioner, Gurnam Singh son of Jagrup Singh deserves to be released on parole for a period of 2 weeks, as it is the fact that the petitioner who is the wife of the convict has to undergo an operation for which she requires the help and assistance of her husband/convict for the purpose of making necessary arrangements including the funds.

Consequently, the present writ petition is allowed and a direction is issued to the District Magistrate, Bathinda to release Gurnam Singh son of Jagrup Singh, on parole for a period of 2 weeks, on his furnishing bail bonds to his satisfaction. Needless to mention that District Magistrate, Bathinda shall impose necessary conditions while granting bail to Gurnam Singh son of Jagrup Singh to ensure that he would surrender to the jail authorities after completion of period of parole.

Dasti.

(RAKESH KUMAR JAIN)
JUDGE

September 18, 2018

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Whether speaking/ reasoned: **Yes**

Whether Reportable: Yes/No