

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP No.18029 of 2018

Date of decision: October 3, 2018

Gurprit Kaur @ Gopi

...Petitioner

Versus

The State of Punjab and others

...Respondents

**Coram:** Hon'ble Mr. Justice Rakesh Kumar Jain

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

Mr.Sahil Sharma, DAG Punjab.

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**Rakesh Kumar Jain, J. (Oral)**

The petitioner is suffering 10 years sentence in a case filed under N.D.P.S.Act and is presently lodged in District Jail, Amritsar. She has applied for parole to meet her family members. Her application has been rejected by the District Magistrate, Amritsar on 13.6.2018 on the ground that if she is released on parole then she will again indulge in the same trade for which she has been convicted.

Learned counsel for the petitioner has submitted that there is no other case registered against the petitioner and she has not been released on parole so far. The ground taken by the District Magistrate for refusal of parole is based on presumption as the petitioner has not been found involved in any other case so far.

After hearing learned counsel for the parties and keeping in view the facts and circumstances, I am of the considered opinion that the petitioner deserves the benefit of parole because the petitioner is involved only in one case in which she is suffering sentence and there is no other case against her

either pending or decided in which she has been convicted. Even in jail no offence is committed by her.

In view of the aforesaid facts and circumstances, the present petition is allowed and the petitioner is directed to be released on parole for three weeks on her furnishing bail bonds to the satisfaction of District Magistrate Amritsar, who is further directed to impose the necessary conditions so as to ensure her return to the jail on completion of the parole period.

**October 3, 2018**  
Meenu

**(Rakesh Kumar Jain)**  
**Judge**

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|-----------------------------|---|--------|
| Whether speaking / reasoned | : | Yes/No |
| Whether reportable          | : | Yes/No |