

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-19732-2018 (O&M)
Date of decision:15.12.2018

Surinder Pal Singh @ Gallo

.....Petitioner

versus

State of Punjab and others

....Respondents

CORAM: Hon'ble Mr. Justice Kuldeep Singh

Present: Mr. Dinesh Trehan, Advocate
for the petitioner.

Ms. Sunint Kaur, AAG, Punjab.

Kuldeep Singh, J. (Oral)

The petitioner has impugned the order dated 12.07.2018 (Annexure P-3) passed by learned District Magistrate, Amritsar, vide which his parole for 1 ½ month for the purpose of house repair was declined on the ground that his house was found in good condition and does not require repair and further that there is danger to the security of the State as well as maintenance of public peace.

Petitioner was convicted in FIR No.06 dated 09.01.2018 under Sections 21 of NDPS Act registered at Police Station Sultanwind, District Amritsar (City) and sentenced to undergo rigorous imprisonment for 12 years in addition to fine vide judgment dated 25.11.2016, passed by learned Judge Special Court, Amritsar. The petitioner sought 1 ½ month parole for repair of the house. In the petition, he has also prayed for parole on the ground that his father is ill.

In the reply, State has taken the same plea as taken in the impugned order dated 12.07.2018 (Annexure P-3) however in the reply, the State has not alleged that the petitioner has committed any other offence.

I am of the view that since the house of the petitioner does not require repair, parole is rightly rejected. Second prayer as in this petition made that father of the petitioner is ill, therefore he be granted parole for six weeks.

In the circumstances, let the petitioner produce the documents regarding illness of his father before the District Magistrate, Amritsar who shall consider the same. If he is satisfied, he shall be competent to review his order and pass fresh order on the ground of illness of father of the petitioner within three weeks from the receipt of certified copy of this order.

Accordingly, the petition is disposed of.

(KULDIP SINGH)
JUDGE

15.12.2018
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Whether speaking/ reasoned:	Yes
Whether Reportable:	No