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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-25333-2018 (O&M)
Date of decision : 20.12.2018

Kamaljeet singh @ Kuldeep Singh Petitioner
Versus
State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. L.S. Sekhon, Advocate for the petitioner.

Mr. Sandeep Vashisth, DAG, Haryana.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Heard.

Petitioner seeks quashing of the order dated 17.7.2018 (Annexure P-1), passed by Commissioner, Hisar, Division Hisar vide which an application filed by the petitioner seeking parole for repair of his house was declined.

It comes out that petitioner is undergoing 12 years imprisonment for committing the offence under Sections 17/18/27-A/61/85 of NDPS Act vide judgment of conviction and order of sentence dated 30.4.2014, passed by learned Special Judge/Additional Sessions Judge, Sirsa.

Learned State counsel has filed the custody certificate dated 5.12.2018 of the present petitioner, which shows that petitioner has undergone total sentence of 06 years 05 months and 25 days and with remission, 07 years 05 months and 10 days. Custody certificate further

shows that petitioner has been convicted in four other cases under the NDPS Act and one under Section 42 of the Prisons Act. He has been acquitted in five other cases.

Learned State counsel further contends that since the petitioner has been convicted for jail offence, he is required to undergo actual sentence of 05 years, after conviction to avail the parole.

Considering the history of the petitioner and the fact that the petitioner has not undergone 05 years after being convicted on 30.4.2014, there is no ground to set aside the impugned order dated 17.7.2018, (Annexure P-1) , passed by Commissioner, Hisar, Division Hisar.

Dismissed.

(KULDIP SINGH)
JUDGE

20.12.2018
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Whether speaking / reasoned	Yes
Whether Reportable:	No