

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 6714 of 2018 (O&M)

Date of Decision: 19.07.2018

HARJINDER SINGH @ SONU

....Petitioner

VS.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.

Present: Mr. Tarundeep Kumar, Advocate,
 for Mr. D.S. Pheruman, Advocate,
 for the petitioner.

Mr. Sahil Sharma, DAG, Punjab.

RAKESH KUMAR JAIN, J. (ORAL)

The petitioner has applied for an emergency parole to attend Bhog Ceremony of his father which is fixed for 21.07.2018 at Village Malakpur, Tehsil Ajnala, District Amritsar.

Learned counsel for the petitioner has submitted that though the deceased was his uncle but after the death of his father, his mother performed marriage with him.

Learned State counsel has submitted that the petitioner should not be allowed to be released on emergency parole because he is involved in other three cases registered vide FIR No. 23/10 under Sections 25/54/59 of the Arms Act, under Sections 17/18/19 of the Unlawful Activities Prevention Act and under Sections 3/4/5 of the Explosive Substance Act, at Police Station State Special Operation Cell, Amritsar in which he is on bail, in a case registered vide FIR No. 248/2015 Under Section 42 of the Prisons Act, P.S. Cantonment Amritsar in which he is convicted for a period of six months and he also is facing trial in FIR No. 68/2013 under Section 21, 22 of the

CWP No. 6714 of 2018 (O&M)

The respondents have apprehended that if the petitioner is allowed to be released on parole then there is likelihood of his absconding from the custody.

Learned counsel for the petitioner, however, has submitted that the petitioner may be allowed parole only for attending the Bhog Ceremony of his father, escorted by the armed police officials.

After hearing learned counsel for the parties and keeping in view the aforesaid facts and circumstances, specially, the fact that the petitioner has to attend the Bhog Ceremony of his father, I am of the considered opinion that he can be released only for 21.07.2018 i.e. the date on which Bhog Ceremony is scheduled to have been fixed.

In view of the aforesaid, this writ petition is allowed and the District Magistrate, Amritsar is directed to release the petitioner on parole for 21.07.2018. He shall be escorted by two armed Policemen who shall remain with him during the Bhog Ceremony and shall bring him back on the same day to the jail. It is needless to mention that he shall be released after executing requisite bail bonds.

July 19, 2018

Ess Kay

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking / reasoned :

✓
Yes / No

Whether Reportable :

Yes / No