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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(CRL) 43/2018

OM PRAKASH @ RAJU

..... Petitioner

Through : Mr.M.L.Yadav, Advocate.

versus

STATE

..... Respondent

Through : Mr.Sanjay Lao, ASC.

CORAM:

HON'BLE MR. JUSTICE S.P.GARG

ORDER

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08.01.2018

CRL.M.A.No. 279/2018 (Exemption)

Exemption allowed subject to all just exceptions.

The application stands disposed of.

W.P.(CRL) 43/2018

1. The instant writ petition under Article 226 of the Constitution of India read with Section 482 Cr.P.C. has been filed on behalf of the petitioner for seeking parole for a period of three months. Status report not filed.

2. Nominal Roll dated 22.12.2017 reveals that the petitioner was convicted under Section 376 IPC and was sentenced to undergo RI for life imprisonment with fine ₹5,000/-. Crl.A.221/2012 was dismissed by this Court on 17.07.2014. Nominal Roll further reveals that the petitioner has already undergone eight years, six months and fourteen

days incarceration besides remission for two years, three months and fifteen days as on 18.12.2017. It further reveals that he is not involved in any other criminal case and is not a previous convict. His overall jail conduct is satisfactory. Earlier he was granted parole / furlough on various occasions and there are no allegations of its misuse.

3. In the interest of justice and for the reasons mentioned in the writ petition, the petitioner is granted three weeks parole from the date of his release, on his furnishing personal bond in the sum of ₹25,000/- with one surety in the like amount to the satisfaction of the Trial Court/CMM/Duty Magistrate. After completion of parole period, the petitioner shall surrender before the Jail Superintendent.

4. Writ petition stands disposed of in the above terms.

S.P.GARG, J.

JANUARY 08, 2018 / tr