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

+ W.P.(CRL) 152/2018

JAI KUAMR

..... Petitioner

Through : Ms.Sunita Arora, Advocate.
versus

STATE

..... Respondent

Through : Mr.Rahul Mehra, Standing Counsel with Mr.Jamal
Akhtar, Advocate.
Mr.Nikhil Goel, Advocate with Mr.Gurpreet Hora &
Mr.Ashutosh Ghade, Advocates for CBI.

CORAM:

HON'BLE MR. JUSTICE S.P.GARG

ORDER

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28.02.2018

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 filed. It is taken on record.

2. Nominal Roll dated 24.02.2018 reveals that the petitioner was convicted under Sections 120B/420/468 IPC and Section 13(2) read with Section 13(1)(D) of PC Act and was sentenced to undergo RI for seven years with total fine ₹2.01 lacs. Crl.A. 396/2016 was dismissed by this Court on 05.09.2017. Nominal Roll further reveals that the petitioner has already undergone two years, three months and seven days incarceration besides remission for eight months and two days as on 23.02.2018. 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 interim bail / parole twice and there are no allegations of its misuse.

3. The petitioner along with Hayat Singh, Shiv Sagar Naik and Y.P.Sharma are co-accused. As per guidelines, all the co-convicts are not to be released simultaneously.

4. Learned counsel for the petitioner in the present case and the other have no objection if the convicts are ordered to be released at different stages.

5. Accordingly, the petitioner in the present petition and the others shall avail the parole not simultaneously but at different stages from the date of release.

6. 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. After completion of parole period, the petitioner shall surrender before the Jail Superintendent.

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

S.P.GARG, J.

FEBRUARY 28, 2018 / tr