

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL WRIT PETITION NO. 884/2019

Firoz C. Pathan
..VS..
State & anr.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.Y. Sharma, Advocate for the petitioner
Ms. N.R. Tripathi, APP for the respondent/State

CORAM : Z.A.HAQ & M.G.GIRATKAR, JJ.
DATED : 27/11/2019

Heard.

Request of the petitioner for grant of parole
leave on the ground that his father is suffering from serious
illness is rejected.

According to the respondents, when the
petitioner was earlier released on parole in 2018, Crime
No. 317/2018 for the offence punishable under Section 325
read with Section 34 of the Indian Penal Code was registered
against him.

Learned advocate for the petitioner submitted
that subsequently the petitioner was released on bail in Crime
No. 317/2018 and he had surrendered on due date. It is
further pointed out that though medical certificate produced
on record is dated 20/05/2019, surgery could not be
performed, and to substantiate this, certificate dated

23/09/2019 issued by Dr. Mrs. Jayashree Choudhary of G.T. Padole Hospital, Ring Road, Nagpur is pointed out.

Normally, we give due weightage to the certificates issued by medical practitioners as we are not experts in that field, however, in the present case, we find that the petitioner is claiming that his father Shri Sheikh Chand Ayub Pathan is suffering from Renal Calculus & pain in abdomen and the certificate is issued by a lady Doctor who is Consultant Obstetrician & Gynaecologist. Hence, we doubt the genuineness of the claim of the petitioner and **dismiss** the petition. No costs.

JUDGE

JUDGE

ANSARI