

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-2542-2019 (O&M)
Date of decision : 28.5.2019**

Avtar Singh @ Chaku

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. H.S. Batth, Advocate for the petitioner.

Mr. S.S. Deol, DAG, Punjab.

KULDIP SINGH, J.

Heard.

Petitioner seeks quashing of the order dated 4.12.2018 (Annexure P-3), passed by District Magistrate cum Deputy Commissioner, Amritsar-respondent No. 3 vide which application moved by the petitioner for parole for six weeks to take care of his ailing parents was declined on the ground that there is apprehension of the security of the State and maintenance of public order.

State has filed the reply on 22.3.2019 in which parole of petitioner has been opposed.

I have gone through the impugned order dated 4.12.2018 (Annexure P-3). It is not allegedly against the petitioner that he has committed some jail offence or he is involved in any other case. It is also not alleged that the conduct in the jail is not satisfactory. State has also not placed on file any material to show as to on which ground the District

Magistrate, Amritsar has come to the conclusion that there is apprehension of security of the State and maintenance of public order. Therefore, the said grounds are imaginary and without any material or basis.

As such, the impugned order dated 4.12.2018 (Annexure P-3), passed by District Magistrate cum Deputy Commissioner, Amritsar-respondent No. 3 is set aside and the petitioner is ordered to be released on parole for six weeks to look after his family on his furnish surety bond to the satisfaction of District Magistrate, Amritsar.

(KULDIP SINGH)
JUDGE

28.5.2019
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Whether speaking / reasoned	Yes/No
Whether Reportable:	Yes/No