

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 12390-2019 (O&M)

Date of decision: 24.05.2019

Pradeep Kumar

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Ravinder Bangar, Advocate for the petitioner
Mr.Sandeep Vashisht, DAG Haryana

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Petitioner has impugned the order dated 4.5.2019 (Annexure P-4) vide which, his application for parole has been declined.

Petitioner seeks parole on the ground of his serious illness. It is stated that he is suffering from blocking of blood in the veins of feet. Therefore, operation is required, which was fixed for 13.5.2019, which has now been deferred to 24.6.2019. It is stated that the petitioner is regularly visiting Safdarjung Hospital, New Delhi.

State in the reply has taken plea that the petitioner is involved in offence of kidnapping for ransom under Section 364-A IPC. Therefore, he is hardcore prisoner. He is to undergo five years of sentence, including two years as under trial, before being considered for parole, which, he has not undergone. Therefore, he does not qualify for parole. It also comes out

that the petitioner is being regularly taken to Safdarjung Hospital, New Delhi. If the operation is done the same can be done at Safdarjung Hospital, New Delhi, where best facilities are available.

Considering that the petitioner is otherwise not entitled to parole, there is no ground to release him on parole. However, a direction is issued to the State that the petitioner shall be taken to Safdarjung Hospital, New Delhi/ AIMS, New Delhi in police custody for operation, whenever the date is fixed by the doctor and other necessary follow up treatment shall follow.

The present petition stands disposed of accordingly.

24.05.2019*gk***(Kuldip Singh)****Judge**

Whether speaking/ reasoned:

Yes

Whether Reportable:

No