

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

CWP No. 23942 of 2018

Date of Decision: 16.09.2019

Vikramjit Singh @ Bikramjit Singh @ Vicky
Vs.

...Petitioner

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. Sukhmeet Singh, Advocate,
for the petitioner
Ms.Simran Grewal, AAG Punjab

RAJIV NARAIN RAINA, J. (Oral)

1. The present petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari to quash the impugned order dated 09.05.2018 (P-1) whereby the request of the petitioner for grant of parole had been rejected by the respondents.

2. The petitioner was convicted and sentenced to undergo rigorous imprisonment for 20 years in case FIR No.37 dated 08.05.2016, under Section 376-D IPC and Section 6 of the Protection of Children from Sexual Offence Act, 2012 registered at Police Station Ramdas, District Amritsar. Appeal filed by the petitioner against conviction and sentence is pending in this Court.

3. Learned counsel for the petitioner submits that the petitioner is in custody since 15.09.2016. Request of the petitioner for grant of parole to meet her family members has been rejected by the District Magistrate, Amritsar. The Senior Superintendent of Police (Rural), Amritsar has reported that the victim girl has been residing near the house of the mother of the petitioner. If the petitioner is released on parole, there may be

quarrel/dispute with the family of victim. The District Magistrate has gone by the opinion of the Senior Superintendent of Police (Rural), Amritsar and while agreeing with him has declined the application for temporary release of the petitioner.

4. Having heard learned counsel for the petitioner, I am of the view that no ground for interference is made out where the conviction is for gang rape and under the provisions of the Protection of Children from Sexual Offences Act. There is no illegality or infirmity in the impugned order dated 09.05.2018 (P-1) passed by the District Magistrate, Amritsar.

5. Dismissed accordingly.

(RAJIV NARAIN RAINA)
JUDGE

16.09.2019
sandeep

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*