

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 03.09.2019****CWP No.22533 of 2019**

Bawa Singh

...Petitioner

Vs.

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. L.S.Sekhon, Advocate, for the petitioner.

Ms. Anu Pal, DAG, Punjab.

RAJIV NARAIN RAINA, J. (ORAL)

1. The petitioner, who is undergoing rigorous imprisonment for five years in case FIR No.81 dated 30.09.2016 registered under Section 379-B IPC, P.S. City Mansa, District Mansa, has moved the instant petition seeking directions to the respondents to release him on emergency parole for to attend/look after his pregnant wife.

2. Today, Ms. Anu Pal on receipt of telephonic instructions from SI Gurpal, SHO, Police Station City-I, Mansa, submits that on verification truth has been found in the averment that the petitioner's wife is in the family way and is expecting sometime in the second week of September, 2019.

3. Having heard learned counsel for the parties and taking into consideration the condition of the petitioner's wife, I am of the view that the presence of the petitioner is required to look after his wife on humanitarian grounds finding it to be a case of hardship as there is none to support the pregnant wife of the convict.

4. In view thereof, the petition is allowed and the respondents are directed to release the petitioner on emergency parole for four weeks from 14th September, 2019 onwards to the satisfaction of the District Magistrate concerned, who is further directed to impose such conditions as may be required in the Jail Manual toward the ends of securing the presence of the petitioner in jail after the period of parole is over and done with and that the temporary release is not misused.

5. Petition stands allowed accordingly.

03.09.2019

Vimal

**[RAJIV NARAIN RAINA]
JUDGE**

Whether speaking/reasoned:

Yes

Whether Reportable:

Yes/No