

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

**CRWP No.4019 of 2020
Date of decision: 08.07.2020**

Rajwinder Singh @ Raju

..Petitioner

Versus

State of Punjab and others

..Respondents

**CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY
HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present: Ms. Riffi Birla, Advocate
for the petitioner.

Mr. H.S. Grewal, Addl. AG, Punjab
for the respondents.

Daya Chaudhary, J. (Oral)

Case has been taken up through video conferencing in view of
COVID-19 Pandemic.

Petitioner-Rajwinder Singh @ Raju has filed the present writ
petition under Article 226 of the Constitution of India read with Section 482
Cr.P.C. for issuance of direction to the respondents to release him on parole
for a period of six weeks under Section 3(1)(d) of the Punjab Good Conduct
Prisoners (Temporary Release) Act, 1962.

Learned counsel for the petitioner submits that the petitioner is
in custody since 12.12.2015 and no other case is pending against him. The
petitioner applied for parole for a period of six weeks but the same has been
rejected vide order dated 25.02.2020 whereas claim of co-accused was
considered and he has been released on parole. Learned counsel further

submits that the petitioner undertakes not to give any threat to complainant party and not to involve in any other case in future.

Learned State counsel has not disputed the factum of release of co-accused on parole as well as the fact that no other case is pending against the petitioner.

Heard arguments of learned counsel for the parties and we have also perused the documents available on the file.

Admittedly, co-accused of the petitioner, namely, Palwinder Singh has been released on parole for a period of six weeks.

Accordingly, we are of the considered opinion that the petitioner should have been treated at par with co-accused, who has been released on parole for the same purpose. Hence, we direct respondent No.5 to re-consider the case of the petitioner for releasing him on parole, at par with his co-accused, namely, Palwinder Singh. The necessary exercise be done within a period of one week.

Disposed of accordingly.

(DAYA CHAUDHARY)
JUDGE

08.07.2020
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(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No