

**In the High Court of Punjab and Haryana at Chandigarh**

**108**

**CRWP-5212-2020 (O & M)**

**Date of Decision: July 24, 2020**

**SAMINDER SINGH**

**....PETITIONER**

**VERSUS**

**STATE OF HARYANA AND OTHERS**

**....RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr. Jastej Singh, Advocate for the petitioner.

Mr. Gourav Gurcharan Rai, AAG, Haryana for  
respondents No.1 to 4.

Mr. Sidakmeet Sandhu, AAG, Punjab for  
respondent No.5.

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**ANUPINDER SINGH GREWAL, J (ORAL)**

Heard through video conferencing.

The petitioner is seeking a direction to the respondents to grant him parole for a period of six weeks.

Learned counsel for the petitioner contends that the petitioner was convicted under Section 18 of the NDPS Act as he was allegedly found in possession of 450 grams of opium which is much below the threshold of 2.5 kgs of commercial quantity. However, the petitioner was sentenced to 10 years of imprisonment. He is not involved in any other case under the NDPS Act. He had preferred an application for his release on parole as his mother is unwell and for agricultural purposes. The application was sent on 28.04.2020 and even though recommendation (Annexure P-4) had been made by the Police Station, Sardulgarh, District Mansa but no action has been taken thereon. He

also contends that similarly situated co-accused namely Gurchand Singh and Baljinder Singh have been released on parole.

Issue notice to the respondents.

At the asking of the Court, Mr. Gourav Gurcharan Rai, AAG, Haryana accepts notice on behalf of respondents No.1 to 4 and Mr. Sidakmeet Sandhu, AAG, Punjab accepts notice on behalf of respondent No.5.

The petition is disposed of with a direction to respondent No.2- District Magistrate, Hisar to consider and decide the case of the petitioner for release on parole in accordance with law within a period of two weeks from now.

**(ANUPINDER SINGH GREWAL)**  
**JUDGE**

**July 24, 2020**

A.Kaundal

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|----------------------------|---|--------|
| Whether speaking/ reasoned | : | Yes/No |
| Whether Reportable         | : | Yes/No |