

\$~5

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(CRL) 298/2020

SAMAY SINGH

..... Petitioner

Through: Mr. Anurag Malik & Mr. Abhilash
Duggal, Advocates

Versus

STATE & ANR.

..... Respondents

Through: Mr. Avi Singh, Additional
Standing Counsel with Mr. Tanuj
Bhadana, Advocate

CORAM:

HON'BLE MR. JUSTICE BRIJESH SETHI

ORDER
10.02.2020

%

Petitioner is seeking parole for thirty days to attend the wedding ceremonies of his cousin (brother), which is fixed for 16th February, 2020. Petitioner is stated to be in custody since 1st December, 2018 in pursuance to his conviction vide order dated 1st December, 2018 passed by the learned trial court in complaint case under Section 138 of Negotiable Instruments Act, 1881.

Learned Additional Public Prosecutor for State has placed on record status report dated 10th February, 2020. He has vehemently opposed this petition while submitting that petitioner has been sentenced to undergo simple imprisonment of 18 months and to pay compensation of Rs.42,00,000/- with default clause for the offence in question and

therefore this petition deserves to be rejected.

Heard.

Keeping in mind that the petitioner has been held guilty of committing offence under Section 138 of Negotiable Instruments Act, 1881 and that the amount of compensation of Rs.42,00,000/- is yet to be paid to the complainant, the petitioner cannot be allowed to have benefit of release on parole to attend wedding of his relative (cousin brother).

The petition stands dismissed accordingly.

BRIJESH SETHI, J

FEBRUARY 10, 2020

r