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***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION***

CRIMINAL WRIT PETITION NO. 2623 OF 2021

with

INTERIM APPLICATION NO. 2380 OF 2021

Vishvanath Krushinaji Hagawane

... Petitioner

V/s.

The State of Maharashtra & Ors.

... Respondents

Ms. Dhanalakshmi Iyer, Advocate appointed through Legal Aid for the Petitioner

Ms. M.H. Mhatre, APP for the Respondent - State

***CORAM : NITIN JAMDAR &
SARANG V. KOTWAL, JJ.***

DATE : 18 NOVEMBER 2021

P.C. :-

Heard the learned Counsel for the parties.

2. This Petition is filed for seeking a furlough leave. In the Petition an Interim Application is also filed seeking Emergency (Covid-19) Parole. Both the applications for furlough and emergency parole have been rejected by the Respondent –

Authorities. The reason given is that the Petitioner has overstayed when he was granted parole leave.

3. We have perused the record. The Petitioner was released on parole in the year 1984 and did not report for 10188 days and was arrested on 17 May 2014 that is almost 30 years. If that fact is being taken into consideration by the Respondent – Authorities to found an apprehension that the Petitioner will abscond and reference is made to the relevant Rules in the impugned order, we do not find any illegality or abuse of exercise of discretion by the Respondent – Authorities. The Petition and the Interim Application are accordingly rejected.

4. The learned Counsel for the Petitioner submitted that the Petitioner is desirous of making an application for attending his daughter's marriage. This application is not made. If it is to be made, it should be to the authorities first.

SARANG V. KOTWAL, J.

NITIN JAMDAR, J.

**JYOTI
PRAKASH
PAWAR**

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by JYOTI
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