

JPP

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

CRIMINAL WRIT PETITION NO. 2257 OF 2021

Vikas Kumar Singh

... Petitioner

V/s.

The State of Maharashtra & Anr.

... Respondents

Mr. Ajinkya Udane i/b. Niranjana Bhavke, appointed through Legal Aid for the Petitioner

Mr. K.V. Saste, APP for the Respondent - State

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

DATE : 18 NOVEMBER 2021

P.C. :-

The Petitioner is seeking Emergency (Covid-19) Parole.

2. Request for emergency parole is rejected by the impugned order dated 19 September 2020. Three grounds are given in the impugned order for rejection.

3. The most important ground is that the Petitioner is convicted under Section 3 of the Maharashtra Control of Organized

Crime (MCOC) Act, 1999. As per Rule 19(1)(C) of the Maharashtra Prisons (Bombay Furlough and Parole) Rules, 1959 as amended in the year 2020, a prisoner convicted under serious offence such as offence under the MCOC Act are not entitled for emergency parole. If that is the criteria under the Rules, no error can be found in the impugned order based on the statutory Rules.

4. The Writ Petition is rejected.

SARANG V. KOTWAL, J.

NITIN JAMDAR, J.

JYOTI
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PAWAR

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