

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

CRWP-2074-2021

Date of decision : 12.03.2021

Nazir Khan

.... Petitioner

Versus

State of U.T. Chandigarh and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN
HON'BLE MR. JUSTICE JASGURPREET SINGH PURI**

Present: Mr. H.S. Jaswal, Advocate
for the petitioner.

Mr. J.S. Toor, APP for U.T. Chandigarh
for the respondents.

JITENDRA CHAUHAN J. (ORAL)

The matter has been taken up through video-conferencing in the light of the pandemic Covid-19 situation and as per instructions.

Prayer in the present petition is for grant of parole of four weeks to the petitioner to look after his wife, who is unwell.

Learned counsel for the petitioner relies on ultrasound report dated 05.01.2021 (Annexure P-2) and out patient card dated 10.12.2020 (Annexure P-3) to contend that the wife of the petitioner had undergone abortion. The petitioner has availed the remedy of parole eight times earlier and never misused the same.

Status report and custody certificate of the petitioner circulated in the Court today through e-mail by the learned State counsel, are taken on record. Copies thereof have already been supplied to the learned counsel opposite.

Learned State counsel submits that there is apprehension that the petitioner may jump the parole. Local police has raised the objection that the house of the petitioner is to be vacated in the month of April, 2021 due to retirement of his father on 31.10.2020.

Heard.

The petitioner has earlier availed parole of 28 days each eight times and special parole of 7 months and 13 days by the High Powered Committee, which was extended from time to time. The petitioner has never misused the said concession. There is no complaint against him either in the jail or outside the jail. The apprehension of the police that since the family of the petitioner has to vacate the government house by April, 2021, there would be no fixed abode of the petitioner, is misconceived as the petitioner is seeking parole for four weeks only.

Considering the past conduct of the petitioner, the present petition is allowed and the petitioner is granted parole till 15.04.2021 on his furnishing indemnity bonds with two local sureties to the satisfaction of the competent authority/Duty Magistrate. The petitioner shall surrender before the jail authorities on the date and time to be noticed by the releasing Court/Duty Magistrate.

(JITENDRA CHAUHAN)
JUDGE

(JASGURPREET SINGH PURI)
JUDGE

12.03.2021

Dinesh

Whether speaking/reasoned : Yes No

Whether Reportable : Yes No