

**CRM-W-750-2021 in/and
CRWP-4351-2021 (O&M)
Date of Decision: 15.07.2021**

... Petitioner

Versus

... Respondents

**CORAM: HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE SANT PARKASH**

Present: Mr. Hoshiar Singh Jaswal, Advocate
for the petitioner.

Mr. D.S.Brar, Addl. P.P, U.T.Chandigarh.

JASWANT SINGH, J. (ORAL)

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court]

The main criminal writ petition has been filed by the applicant-convict assailing the order dated 12.04.2021 (Annexure P-4) passed by Inspector General of Prisons, U.T.Chandigarh, whereby the prayer for release on parole for 28 days to meet the family members and attend the Barsi Ceremony of his late mother, was declined. The petition now stands adjourned to 16.08.2021.

Now, the application bearing No. CRM-W-750-2021 has been filed seeking preponement of the date of hearing in the main petition on the ground that during the pendency of the aforesaid criminal writ petition, parole for 90 days was recommended on 15.05.2021 by Superintendent, Model Jail, Burail, which was rejected by the competent authority on 10.06.2021, which the petitioner now wishes to challenge.

In view of the aforesaid, learned counsel for the petitioner has made an oral prayer for preponement of the date of main petition.

Notice of the application.

Mr. D.S.Brar, Additional Public Prosecutor, U.T.Chandigarh accepts notice on behalf of the respondent-State and has no objection for the preponement and permitting the withdrawal of the main petition to enable the applicant-petitioner to file a fresh one challenging the order dated 10.06.2021 declining the recommendation for grant of parole for 90 days.

In view of the aforesaid, the application bearing No. CRM-W-750-2021 is allowed and the date of hearing of the main petition is preponed. With the consent of the parties, the main petition is taken up for hearing today itself.

In the light of the oral prayer made by learned counsel for the petitioner, the main criminal writ petition is dismissed as withdrawn with the aforesaid liberty.

**(JASWANT SINGH)
JUDGE**

**(SANT PARKASH)
JUDGE**

15.07.2021
Maninder

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No