

Sr.No.101

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

**CRWP No.5340 of 2021
Date of decision:11.06.2021**

Sandeep Rampal @ Ghuggi

... Petitioner(s)

versus

State of Punjab and others

... Respondent (s)

**Coram: Hon'ble Ms. Justice Ritu Bahri
Hon'ble Mr. Justice Vivek Puri**

**Present: Mr. D.S.Pheruman, Advocate,
for the petitioner(s).**

Through Video Conference

Ritu Bahri, J.(Oral)

Present petition has been filed for quashing the order dated 09.06.2021 (Annexure P-7) and to issue directions to grant the emergency parole to the petitioner for four weeks, due to death of his father and to perform the last rites and rituals of his father under the Punjab Good Conduct Prisoners (Temporary Release) Amendment Act, 2015;

Learned counsel for the petitioner has submitted that the case of the petitioner had been considered and rejected vide order dated 09.06.2021 (Annexure P-7) by the learned District Magistrate, Amritsar on the ground that if the petitioner is released on emergency parole then he would not return back after becoming absconder and there would be danger to law and order on release of him. He has further submitted that in the present case the father of the petitioner has expired and as per the provision of Section 3-A of notification dated 07.01.2016 the petitioner can be granted temporary

release.

Notice of motion.

On asking of the Court, Mr. V.G.Jauhar, Sr. D.A.G, Punjab accepts notice on behalf of the State and states that petitioner had earlier appraoched this Court and this Court vide order dated 03.06.2021 (Annexure P-2) had given liberty to the petitioner to move the District authorities as he is convicted for seven years in one more case.

In the present case, after the disposal of the earlier writ petition, petitioner, again had moved an application which was rejected vide order dated 09.06.2021(Annexure P-7).

Keeping in view the provision of notification dated 07.01.2016 but without commenting upon the merits of the case, the present petition is allowed and the petitioner is entitled to be released on emergency parole for 15 days. It is ordered that the petitioner shall be released on parole for 15 days from 12.06.2021 on furnishing bail bonds/ sureties to the satisfaction of the Jail authorities and he is directed to surrender before the Jail Authorities on 27.06.2021 after availing his emergency parole.

11th June, 2021

Shivani Kaushik

**[RITU BAHRI]
JUDGE**

**[VIVEK PURI]
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>