

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

CRWP-8213-2021 (O&M)

Date of Decision: 10.11.2021

Surjitlal @ Sodhi

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE G.S. SANDHAWALIA

HON'BLE MR. JUSTICE VIKAS SURI

Present : Ms. Bandana Trikha, Advocate
for the petitioner.

Mr. V.G. Jauhar, Sr. D.A.G. Punjab.

G.S. SANDHAWALIA, J. (Oral)

The petitioner seeks emergency parole for six weeks on account of ailment of his wife who is stated to be suffering from 3rd degree bleeding hemorrhoids.

Learned counsel for the petitioner has submitted that conviction has been recorded on 29.11.2016 and an appeal is pending against the judgment of the Additional Sessions Judge, Nawanshahr. It has been further submitted that he has availed parole many times and surrendered as per the details given in Annexure P-5.

It is the case of the petitioner that request has been made vide Annexure P-1 alongwith medical certificate issued on 10.08.2021.

In the reply filed, plea taken is that parole for the period of eight weeks was initiated vide letter dated 13.07.2020 and was rejected on 1.3.2021 on the basis of an adverse report. The factum that the petitioner had earlier availed parole in the year 2017, 2018 and 2019 and surrendered

in jail as given in para-4 has not been categorically denied by the State in its reply dated 13.10.2021 filed by the Superintendent, Central Jail, Ludhiana. This Court rather had ordered verification of the certificate dated 10.08.2021 (Annexure R-1) issued by K. Deep Nursing Home, Ludhiana. It has been confirmed that the said certificate has been issued by the K. Deep Nursing Home.

Keeping in view the above facts and circumstances, respondent No.3 would decide the representation (Annexure P-1) taking into account the change in circumstances, as also the fact that on earlier occasion also the petitioner has been released on parole and surrendered. Resultantly, the said exercise be completed within a period of 10 days from the date of receipt of a certified copy of this order.

With the above-observation, this petition is disposed of.

(G.S. SANDHAWALIA)
JUDGE

(VIKAS SURI)
JUDGE

10.11.2021

rajeev

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**