

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Through Video Conferencing

CRWP-11347-2021

Date of Decision : 09.12.2021

Kennu

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr. Jasdeep Singh, Advocate for the petitioner.

Mr. Arun Kumar Kaundal, DAG, Punjab
for the respondents-State.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Article 226 of the Constitution of India for grant of emergency parole for a period of eight weeks on the ground that the daughter of the petitioner who is of the age of 10 months only, is suffering from acute illness as per Annexure P-2 as her both eyes are uprolling and there is frothing from the mouth and also twitching of fewal muscle movement of body with high fever and cough and there is also seizure disorder and the doctor has already referred her to PGI, Chandigarh.

Learned counsel for the petitioner has submitted that the daughter of the petitioner is just 10 months old and she requires immediate attention of the petitioner. He further submitted that the petitioner is a convict who has already undergone 07 years of imprisonment and he has never misused any concession granted to him.

On 07.12.2021, this Court issued notice of motion and the

learned DAG, Punjab had accepted notice and prayed for sometime to verify the medical condition of the daughter of the petitioner.

Today, learned State counsel, on instructions from ASI Chhinder Pal, has stated that the medical condition of the daughter of the petitioner is not good and infact she requires immediate medical attention. He has also stated that the family members of the petitioner have also intimated the concerned police official that the daughter of the petitioner will be shifted to PGI, Chandigarh for emergency treatment. Learned State counsel has further submitted that considering the previous conduct of the petitioner, the State has no objection in case emergency parole for a period of eight weeks is granted to him.

In view of the aforesaid factual position, this Court is of the view that considering the acute medical illness of 10 months daughter of the petitioner, who requires immediate emergency treatment at PGI, Chandigarh and considering the previous conduct of the petitioner who has already undergone 07 years of imprisonment, it will be in the interest of justice to grant emergency parole for a period of eight weeks to him.

In view of the above, the present petition is allowed. The petitioner shall be released on emergency parole for a period of eight weeks and after the expiry of eight weeks, he shall surrender before the jail authorities.

09.12.2021
mamta

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No