

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR**

CRIMINAL WRIT PETITION NO.704/2021

Subhash s/o Vilas Taidye

..VS..

**State of Mah., thr.Superintendent Amravati Central Prison, Vadali Road,
Amravati**

.....
Office Notes, Office Memoranda of Coram,
appearances, Court orders or directions
and Registrar's orders

Court's or Judge's Order

.....
Mrs.Sonali Saware, Counsel for the Petitioner (Appointed).
Mrs.N.R.Tripathi, Addl.P.P. for the State.

CORAM : V.M.DESHPANDE & G.A.SANAP, JJ.
DATED : JANUARY 04, 2022

1. By this writ petition, the petitioner seeks to release him on emergency parole leave.
2. Heard learned counsel Mrs.Sonali Saware appointed to represent the petitioner by the High Court Legal Services Sub Committee at Nagpur and learned Additional Public Prosecutor Mrs.N.R.Tripathi for the State.
3. The State has filed its reply. In the reply, it is stated that the petitioner is convicted for offences punishable under Sections 4 and 10 of the Protection of Children from Sexual Offences Act, 2012. It is also stated that since the petitioner is convicted under the POCSO Act, he is not entitled for grant of parole leave.
4. The issue involved in the present writ petition is no longer *res integra* in view of an authoritative pronouncement of the full bench of this Court in the case of

Pintu Uttam Sonale vs. State of Mah, reported at 2020(6) Mh.L.J.627.

5. No case is made out. The criminal writ petition is **dismissed** and disposed of as such.

6. Fees payable to learned counsel Mrs.Sonali Saware, who is appointed for the petitioner by the High Court Legal Services Sub Committee at Nagpur, are quantified at Rs.2500/- towards her professional charges.

JUDGE

JUDGE

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