

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

CRIMINAL WRIT PETITION NO.855 OF 2021

Nishikant Maroti Nimbalkar Vs. Jail Superintendent Amravati Central
Prison, Amravati

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

Court's or Judge's orders.

Shri M.N. Ali, Advocate for petitioner.
Ms N.R. Tripathi, APP for respondent Nos.1 to 3.

CORAM : V.M. DESHPANDE AND
AMIT BORKAR, JJ.

DATE : 11th APRIL, 2022.

Heard Shri Ali, learned counsel for the petitioner,
who is challenging the order passed by the Authority not
granting emergency parole to the petitioner.

2. The petitioner was convicted by the learned
Special Judge for the offence punishable under the
provisions of Protection of Children from Sexual Offences
Act (POCSO Act).

3. In view of above, the case of the petitioner
squarely covered against him by the authoritative
pronouncement of Full Bench of this Court in the case of
Pintu Uttam Sonale Vs. State of Maharashtra reported in
2020 (6) Mh.L.J. 627, in which it is held that the prisoners
who were convicted for the offence punishable under Special
Act are not entitled to be released on emergency parole.
Consequently, the writ petition stands dismissed.

4. Shri M.N. Ali, who is appointed to represent the petitioner through High Court Legal Services Sub-Committee, Nagpur is entitled for his professional charges for drafting and arguing this petition and we quantify it at ₹2,500/-. He submits that he will donate that amount to High Court Bar Association, Nagpur.

JUDGE

JUDGE

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