

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

CRWP-150-2022 (O&M)

Date of decision: 13.01.2022

AAMEEN

.... Petitioner

Versus

STATE OF HARYANA AND OTHERS

.... Respondent

CORAM: HON'BLE MR. JUSTICE M.S. RAMACHANDRA RAO
HON'BLE MR. JUSTICE HARMINDER SINGH MADAAN

(Through video conferencing)

Present : Mohd. Shahid Hussain, Advocate
for the applicant-petitioner.

Mr. S.S.Pannu, Deputy, DAG, Haryana.

M.S. RAMACHANDRA RAO, J. (oral)

CRM-W-35-2022

Application is allowed and document Annexure A-1 is taken on record subject to all just exceptions.

CRWP-150-2022

This Writ Petition has been filed by the petitioner for grant of parole for 4 weeks to attend and perform the marriage of his daughter which is fixed for 15.01.2022.

It is not in dispute that the petitioner has been convicted vide judgment/order dt.17/22.12.2020 passed by the learned Additional Sessions Judge, Gurugram under Section 20(b) (ii) (c) of the NDPS Act, and sentenced to imprisonment for a period of 12 years, and a fine of ₹2 Lakh.

The Criminal Appeal bearing No. CRA-D-427 of 2021 has been filed by the petitioner which is pending before this Court, and has been admitted on 26.8.2021.

The wife of the petitioner is stated to have given a request on 03.01.2022 (Annexure A-1) to respondent No.3-Superintendent of Jail, Gurugram for release of the petitioner on parole on the above ground.

According to learned State Counsel, the said request of the petitioner has been referred to the District Administration of Alwar, Rajasthan, since the petitioner is the residence of said District Alwar, and information has not yet been received.

Having regard to the fact that the marriage of the petitioner's daughter is fixed for 15.01.2022, and the fact that petitioner has been sentenced by the Additional Sessions Judge, Gurugram, for the possession of commercial quantity of drugs, we direct that the petitioner be taken to the venue of the marriage of his daughter under custody so as to reach the said venue on 14.01.2022 and then be restored to the prison on 15.01.2022, after the marriage is performed, at his expense.

Writ Petition stands disposed of.

A copy of this order be given to the counsel for the petitioner after the signature of the Bench Secretary of this Court.

(M.S. RAMACHANDRA RAO)
JUDGE

(HARMINDER SINGH MADAN)
JUDGE

January 13, 2022

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SUMIT KUMAR
2022.01.13 19:07
I attest to the accuracy of
this order

Whether speaking/reasoned: Yes/No.
Whether reportable : Yes/No