

CRWP-1303 of 2023

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

CRWP-1303 of 2023

Date of decision: 22.02.2023

Kala Singh @ Kali

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Ruhani Chadha, Advocate,
for the petitioner.

Mr. Adhiraj Singh, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

This petition has been filed by the petitioner under Article 226/227 of the Constitution of India read with Section 3(1)(d) of the Punjab Good Conduct Prisoners (Temporary Release) Act, 1962 for issuance of directions to the respondents to grant eight weeks' parole to the petitioner to enable him to meet his family members and make arrangements for their basic needs.

On the last date of hearing i.e. 10.02.2023 following order was passed by this Court: -

“This petition has been filed by the petitioner under Article 226/227 of the Constitution of India read with Section 3(1)(d) of the Punjab Good Conduct Prisoners (Temporary Release) Act, 1962 for issuance of directions to the respondents to grant eight weeks' parole to the petitioner to enable him to meet his family members and make arrangements for their basic needs. In para 9 of the petition it has been stated that petitioner is involved in two more cases under the Narcotic Drugs and Psychotropic Substances Act, 1985. However, learned State

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counsel, on instructions from ASI Sukhwinder Singh, submits that petitioner is involved in seven more cases under the NDPS Act, the details of which are as under: -

<i>Sr. No.</i>	<i>FIR No./Date</i>	<i>Sections</i>	<i>Police Station</i>
<i>1.</i>	<i>54/07.05.2003</i>	<i>15 NDPS Act</i>	<i>Kot Isse Kha</i>
<i>2.</i>	<i>91/31.07.2003</i>	<i>15 NDPS Act</i>	<i>Kot Isse Kha</i>
<i>3.</i>	<i>38/22.09.2016</i>	<i>15 NDPS Act</i>	<i>FGP</i>
<i>4.</i>	<i>53/29.05.2017</i>	<i>15 NDPS Act</i>	<i>FGP</i>
<i>5.</i>	<i>178/17.09.1999</i>	<i>15 NDPS Act</i>	<i>Dharamkot</i>
<i>6.</i>	<i>150/05.12.2003</i>	<i>15 NDPS Act</i>	<i>Kot Isse Kha</i>
<i>7.</i>	<i>233/14.11.2003</i>	<i>15 NDPS Act</i>	<i>Dharamkot</i>
<i>8.</i>	<i>95/27.07.2016</i>	<i>15 NDPS Act</i>	<i>Kot Isse Kha</i>
<i>9.</i>	<i>57/05.06.2020</i>	<i>15-61-85 NDPS Act</i>	<i>Kot Isse Kha</i>

Faced with this situation, learned counsel for the petitioner seeks adjournment to verify the abovesaid fact from the petitioner.

Adjourned to 22.2.2023.”

Learned counsel for the petitioner submits that in some of the cases petitioner already stands acquitted and some are pending. He seeks to withdraw this petition at this stage with liberty to file fresh one on the same cause of action with better particulars.

Dismissed as withdrawn with aforesaid liberty.

22.02.2023
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No