

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

(Sr. No. 103)

LPA No.422 of 2023 (O&M)

Date of decision: 11.08.2023

Deepak Kumar

.....Appellant

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present : Dr. Pankaj Nanhera, Advocate for the appellant.

Mr. Ramandeep Singh Pandher, Sr. DAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

(1) Through judgment dated 13.09.2021 the Fast Track Special Court, Ludhiana convicted the appellant under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 on the basis whereof he was sentenced to undergo rigorous imprisonment for 10 years as also to pay a fine of Rs.1,00,000/-.

(2) The appellant challenged his conviction and sentencing through an appeal filed before this Court being CRA-S No.1142 of 2021 which has been admitted for regular hearing and remains pending.

(3) During the pendency of his appeal the appellant moved an application before the competent authority seeking therein parole for 06 weeks to meet his family members. His application was rejected on 29.06.2022 on the ground that if he is released on parole it is likely that he

would again indulge in drug trafficking and/or other anti-social activities.

Apprehension of danger to peace was also expressed.

(4) Order dated 29.06.2022 was challenged by the appellant before this Court through CRWP No.7882 of 2022 on the dismissal of which by a learned Single Judge, the appellant has preferred the present intra Court appeal.

(5) It is the admitted position that during the pendency of the present appeal this Court has suspended the appellant's sentence as a result whereof he has been enlarged on bail.

(6) In the light of the above development the present appeal has been rendered infructuous and is disposed of as such.

(DEEPAK SIBAL)
JUDGE

11.08.2023
sunil yadav

(SUKHVINDER KAUR)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No