

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

CRWP-4374-2023
Date of decision: 10.05.2023

SUNIL DUTT @ GULLU

...PETITIONER

VERSUS

STATE OF HARYANA AND ORS.

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Ravinder Bangar, Advocate for the petitioner.

Mr. Surinder Kumar Dagar, DAG, Haryana.

VIVEK PURI, J. (ORAL)

1. Petitioner is seeking to quash the impugned order dated 02.05.2023 (Annexure P-4) vide which his request for extension of parole has been rejected by respondent No.4.

2. Learned counsel for the petitioner contends that the petitioner is a convict in the case bearing FIR No.190 dated 12.05.2012, under Sections 120-B/211/327/342/420/388 & 506 IPC, registered at Police Station Yamuna Nagar and has been sentenced to undergo rigorous imprisonment for a period of 07 years. The petitioner was released on parole for a period of 10 weeks from 03.03.2023 to 12.05.2023 with instruction to appear in the jail on 13.05.2023. The petitioner had submitted an application for four weeks emergency parole on account of health issues being suffered by him. However, the same has been declined vide order dated 02.05.2023 (Annexure P-4). The petitioner is suffering from serious health issues and is still admitted in ICU in Capital Super Specialty Hospital, Jagadhri.

3. Learned State counsel has submitted that as per the provisions of

CRWP-4374-2023

-2-

no parole or furlough can be extended in any case.

4. It is significant to note that the petitioner has been diagnosed with liver ailment. The certificate (Annexure RT-1) procured from the Capital Super Specialty Hospital, Jagadhri and annexed with the reply reads as under:-

"Mr. Sunil Dutt S/o Roop Chand 43/Yrs/M admitted in Hospital with C/o fever and vomiting. The patient diagnosed to be severe urosepsis with hepatomegaly. Currently patient is critical and admitted in ICU. In this current situation, he requires to stay hospitalized till he is clinically stable. Patient shifted to private room."

5. The petitioner is admitted in ICU and there is specific opinion of the doctor that in the current situation, his stay in the hospital is required till he is clinically stable.

6. In these set of circumstances, the ends of justice will meet if the parole granted to the petitioner is extended.

7. In view of the above, the petition is allowed and the parole granted to the petitioner is extended by a period of another four weeks with a further direction to surrender before the Jail authorities on 10.06.2023.

10.05.2023

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(VIVEK PURI)
JUDGE

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