IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CRIMINAL APPLICATION NO. 1884 of 2024
(PAROLE LEAVE)

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NANO @ MOTIYO KANTIBHAI @ KANO BHURIYA

Versus

STATE OF GUJARAT & 1 other(s)

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Appearance:
THROUGH JAIL for the Applicant(s) No. 1
MS DIVYANGNA JHALA APP for the Respondent(s) No. 1-3

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CORAM:**HONOURABLE MR. JUSTICE DIVYESH A. JOSHI**

Date : 12/02/2024

ORAL ORDER

1. Rule. Learned APP waives service of notice of rule for respondent – State of Gujarat.
2. By way of the present petition, the petitioner has prayed to release him on parole leave on the ground of engaging an advocate for filing appeal against the order of conviction.
3. I have heard learned advocates appearing for the parties and have also perused the documents produced along with the petition as well as considered the averments made in this petition including jail remarks. It is found out from the jail report that in past, the applicant has not availed any leave but his jail conduct is found to be good. Therefore considering the grounds mentioned and the averments made in the petition, the present petition deserves to be allowed.

4. Therefore, the present petition stands allowed partly. The petitioner prisoner is ordered to be released on parole leave for a period of **2 (Two) Weeks** from the date of his actual release, on executing personal bond of Rs.5,000/- (Rupees Five Thousand) before the Jail authority and on usual terms and conditions as may be imposed by the Jail Authority.

5. The petitioner shall surrender before Jail Authority on completion of parole leave, without fail.

6. Rule is made absolute to the aforesaid extent. Registry to communicate the present order to the concerned jail authority forthwith.

(DIVYESH A. JOSHI, J.)

Gautam