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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRWP-5249-2024
Date of Decision: 06.06.2024

Sukhrajveer Singh
..... Petitioner

Versus

State of Punjab and another
..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Liaqat Ali, Advocate
for the petitioner.

Mr. Kunwarbir Singh, AAG, Punjab.

HARSH BUNGER J. (ORAL)

Petitioner (Sukhrajveer Singh) has filed this petition, *inter alia*, praying for grant of emergency medical parole to his uncle (*Chacha*), namely Baljinder Singh, for a period of four weeks under Section 3(1)(d) of the Punjab Good Conduct Prisoners Temporary Release Act, 1962.

2. Upon issuance of notice of motion, learned State counsel had appeared and sought time to verify the averments in petition. Today, a reply by way of affidavit dated 06.06.2024 of Mr. Shivraj Singh Nandgarh, P.P.S., Superintendent, Central Jail, Ludhiana has been filed in Court, which is

taken on record, subject to all just exceptions. A copy thereof is also handed

over to learned counsel for the petitioner, in Court today itself.

3. Learned counsel for the petitioner submits that petitioner's uncle Baljinder Singh has been convicted in case bearing FIR No.78 dated 28.07.1999, under Section 15 of the Narcotic Drugs and Psychotropic Substances, registered at Police Station Garhshanker, District Hoshiarpur. It is submitted that the said Baljinder Singh had earlier suffered a paralysis attack in the year 2016 and on 20.05.2024, he suddenly became unconscious and was got admitted by the jail authorities at Civil Hospital, Ludhiana, from where he was referred to Rajindra Hospital, Patiala, where he is currently admitted in the I.C.U. Ward and is stated to be on life support.

3.1 Learned counsel for the petitioner submits that the petitioner had filed representation dated 26.05.2024 (Annexure P-2) before the Jail Superintendent, Central Jail, Ludhiana (respondent No.2 herein) seeking emergency parole on medical grounds for his uncle Baljinder Singh, however, no final decision has been taken thereupon, so far.

3.2 Learned counsel for the petitioner states that the petitioner would be satisfied at this stage, if a direction is issued to respondent No.2 (Jail Superintendent, Central Jail, Ludhiana) to consider/decide his aforesaid representation dated 26.05.2024 (Annexure P-2), in a time bound manner.

4. Learned State counsel, while referring to the aforesaid reply, has conceded the factum of admission of petitioner's uncle Baljinder Singh at Rajindra Hospital, Patiala. He further submits that in case, the aforesaid representation dated 26.05.2024 (Annexure P-2) has been served and received in the concerned Office then the same shall be looked into/decided, in accordance with law, by the concerned authority and an appropriate

speaking order will be passed.

5. I have heard learned counsel for the parties and gone through the paper book as well as reply filed by learned State counsel in Court today.

6. In view of above, without commenting on the merits of the case, the present writ petition is disposed of with a direction to respondent No.2/competent authority to consider representation dated 26.05.2024 (Annexure P-2) of the petitioner and pass an appropriate order, in accordance with law, within a period of one week from the date of receipt/production of copy of this order.

7. All the pending application(s), if any, shall also stand closed.

06.06.2024

Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No