



CRWP-7152-2024(O&M)

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In the High Court of Punjab and Haryana at Chandigarh

CRWP-7152-2024(O&M)

Date of Decision: 06.08.2024

SUKHPREET KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

....RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL
HON'BLE MS. JUSTICE LAPITA BANERJI**

Present: Mr. B.S. Jatana, Advocate and
Ms. Prabhjot Kaur, Advocate for the petitioner.

Mr. H.S. Sullar, Sr. DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner has challenged the order dated 13.05.2024, (Annexure P-1), whereby the case of the petitioner for release on parole has been declined.

[2]. Learned counsel for the petitioner submits that the case of the petitioner for release on parole has been erroneously rejected. Besides the case in which he has been convicted under Sections 302/34 IPC and is undergoing the sentence, she is not involved in any other criminal case.

[3]. Learned State counsel has filed reply by way of affidavit of Superintendent, District Jail, Mansa, which is taken on record. Learned State counsel while referring to the case of the petitioner for release on parole submits that the parole of the petitioner has been rejected due to the

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apprehension that in view of ensuing elections, the petitioner might abscond while on parole and there would be threat to peace, State security and maintenance of public order especially when the general elections were to take place.

[4]. Heard.

[5]. The petitioner who is a lady has been convicted under Section 302/34 IPC and is undergoing the sentence. Besides the aforementioned case, she is not involved in any other criminal case. It is difficult to comprehend that how the release of the petitioner would affect the law and order of the security of the State. The general elections have already taken place. It is necessary for the convict to maintain her contact with the society which would facilitate her reformation and turn her into a responsible citizen at the time of her release.

[6]. We find the impugned order to be passed without application of mind. Consequently, the petition is allowed. The impugned order dated 13.05.2024 is set aside. The petitioner would be released on parole for a period of six weeks subject to her furnishing necessary surety bonds to the satisfaction of the competent authority and on expiry of 06 weeks, she shall surrender to the concerned jail.

(ANUPINDER SINGH GREWAL)
JUDGE

(LAPITA BANERJI)
JUDGE

06.08.2024
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