

Date of decision : 30.01.2025

...Petitioner

...Respondents

The petitioner has sought quashing of the order dated 23.12.2024 passed by respondent No.2-Deputy Commissioner-cum-District Magistrate, Fazilka, whereby his application for grant of temporary release (parole) has been dismissed.

6. We had directed the Deputy Commissioner, Fazilka to appear in

Court through video conferencing. Ms. Amanpreet Kaur Sandhu, Deputy Commissioner, Fazilka submits that there was an inadvertent lapse on her part in not spelling out the reasons for denying parole to the petitioner. She submits that she will take due care in future and ensure that orders passed by her are reasoned and speaking. We are satisfied by her explanation.

7. We have perused the order dated 02.01.2025 (Annexure P-5). It has been set out in the order that application of the petitioner for parole is being dismissed as his case did not complete the terms and conditions as per the directions issued by Additional Director General of Police, Punjab, Chandigarh. What are the relevant terms and conditions, which have not been fulfilled in the case of the petitioner has not been set out in any manner whatsoever. It is trite that it is incumbent on every officer exercising quasi judicial or administrative authority to disclose the reasons in the decision making process.

8. Consequently, the petition is disposed of by setting aside the impugned order dated 23.12.2024 and directing respondent No.2 to consider the application of the petitioner afresh in terms of the relevant Instructions/Act/Rules and pass a speaking order thereon within a period of fifteen days.

(ANUPINDER SINGH GREWAL)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

30.01.2025

vanita	Whether speaking/reasoned :	Yes	No
	Whether Reportable :	Yes	No