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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

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Date of Decision:-12.11.2025

LAKHMIR SINGH ALIAS LAKHI

.....Petitioner

VERSUS

THE STATE OF UT CHANDIGARH & OTHERS

.....Respondents

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Ujwal Anand, Advocate
for the Petitioner.

Mr. Balram Singh, Addl. P.P., U.T., Chandigarh.

JASJIT SINGH BEDI, J.

The prayer in this petition under Article 226 of the Constitution of India is for setting aside the order dated 27.12.2024 (Annexure P-1) passed by the Office of the Inspector General of Prisons & Correctional Administration whereby the application submitted by the petitioner seeking parole has been dismissed.

2. The learned counsel for the petitioner contends that the petitioner was convicted and sentenced to rigorous imprisonment for a period of 4 years and to pay a fine of Rs.1,50,000/- and in default of payment of fine to further undergo rigorous imprisonment for 2 years in case FIR No.33 dated 07.03.2022 U/s 18 of the NDPS Act, Police Station Mauli Jagran, Chandigarh. He filed an appeal against the order of conviction which is pending adjudication before this Court. The application moved by the

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petitioner seeking parole has been declined on the grounds that if he is granted the concession of parole, he is likely to indulge in the commission of similar offences while on parole. This finding is not based on any record and is a mere apprehension expressed by the authorities concerned. Therefore, the impugned order dated 27.12.2024 (Annexure P-1) be quashed and he be granted the concession of parole for a period of four weeks to meet his family members.

3. On the other hand, the learned State counsel contends that other than the instant case in which the petitioner stands convicted, he is an under-trial in one case emanating out of FIR No.32 of 2021 U/s 25, 29, 18, 61 of NDPS Act P.S. Madhuban, Haryana and a convict in two cases emanating out of FIR No.219 dated 03.10.2009 U/s 15 of the NDPS Act, P.S. Baldev Nagar, Ambala, Haryana and FIR No.188 dated 19.11.2014 U/s 15 of NDPS Act, Police Station Panjokhra Sahib, Ambala, Haryana. The antecedents of the petitioner quite clearly lead to an assumption that he is likely to commit a similar offence while on parole. Therefore, the impugned order dated 27.12.2024 (Annexure P-1) has rightly been passed and the present petition is liable to be dismissed.

4. I have heard the learned counsel for the parties.

5. A perusal of the custody certificate dated 11.11.2025 would reveal that FIR No.32 of 2021 U/s 25, 29, 18, 61 of NDPS Act P.S. Madhuban, Haryana is of the year 2021, FIR No.219 dated 03.10.2009 U/s 15 of the NDPS Act, P.S. Baldev Nagar, Ambala, Haryan is of the year 2009 and FIR No.188 dated 19.11.2014 U/s 15 of NDPS Act, Police Station



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Panjokhra Sahib, Ambala, Haryana is of the year 2014. The petitioner has been convicted in FIR No.33 dated 07.03.2022 U/s 18 of the NDPS Act, Police Station Mauli Jagran, Chandigarh. Merely because he has committed offences in the past cannot lead to the automatic assumption that he is likely to commit similar offences while on parole. There is nothing in the impugned order to suggest that the authorities obtained specific input as to the possible conduct of the petitioner while on parole. Therefore, the impugned order dated 27.12.2024 (Annexure P-1) cannot be sustained.

6. In view of the aforementioned discussion, I find considerable merit in the present petition. Therefore, the order dated 27.12.2024 (Annexure P-1) whereby the prayer seeking grant of parole made by the petitioner has been rejected stands quashed. He is directed to be released on parole for a period of three weeks subject to conditions to be imposed by the Trial Court. The petitioner shall surrender by 04.00 PM on 04.12.2025.

(JASJIT SINGH BEDI)
JUDGE

12.11.2025
JITESH

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>