



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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**CRWP No.571 of 2026
Date of decision: 11.03.2026**

GURPREET SINGH

.... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL
HON'BLE MRS. JUSTICE RAMESH KUMARI**

Present : Mr. Tushar Madaan, Advocate for the petitioner.

Mr. Siddharth Attri, AAG, Punjab.

GURVINDER SINGH GILL, J. (oral)

1. The petitioner herein assails order dated 02.01.2026, Annexure P-5, passed by District Magistrate Fatehgarh Sahib-respondent No.3, whereby his application seeking grant of parole has been declined primarily on the ground that upon release of petitioner on parole, he can indulge again into sell/purchase of drugs.
2. In compliance of order dated 19.01.2026, reply by way of affidavit of Mr. Gurdeep Singh, PPS, Deputy Superintendent of Police, Sub-division Amloh, District Fatehgarh Sahib, has been filed. As per the said affidavit dated 06.02.2026, the petitioner is not involved in any other case, whereas her mother stands involved in two cases i.e. (i) FIR No.80 dated 07.09.2010 registered at Police Station Bhadson, under Sections 18 NDPS (Section 489-B, 489-C IPC added later on) and; (ii) FIR No.04 dated

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07.01.2022 registered at P.S. Amloh, under Sections 452, 323, 148, 149, 506, 427 IPC, which stands quashed vide order dated 04.07.2022. As regards health condition of petitioner's mother, it has been deposed that she is suffering from excessive abnormal uterine bleeding secondary to uterine adenomyosis and has been advised vaginal hysterectomy with Pelvic Floor Repair on urgent basis.

3. Learned counsel for the petitioner submits that he is not involved in any other case and that the report submitted by the police authorities to the effect that the petitioner is a habitual of purchasing/selling the drugs and can commit the crime again in case he is granted parole, is a vague report and that there is no material on record to support the same. It has been submitted that in the absence of any material to show that release of the petitioner would pose a risk to public order and societal interest, declining parole would not be justified.
4. Opposing the petition, the learned State counsel submitted that though no other FIR is registered against the petitioner, but keeping in view his family background and immediate surroundings, there is likelihood of repetition of similar activities or misuse of parole and as such, he would pose a threat to the society.
5. We have heard learned counsel for the petitioner and also learned State counsel.
6. We find that the application for parole has primarily been declined on the ground that petitioner can commit the crime again, which can disrupt law

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and order. However, there is no material on record as to on what premises, the said observation has been made. In somewhat identical circumstances, this Court in **Ram Chander Versus State of Punjab and others**, CRWP-554-2016, decided on 06.03.2017 wherein the opinion as regards there being apprehension of breach of State security was not based on any material, the order declining parole was set aside and directions were issued to the authorities concerned to consider the matter afresh.

7. In view of the discussion made above, the impugned order is set aside and the instant criminal writ petition is disposed of with a direction to the competent authority to consider the case of the petitioner afresh *de hors* the previous report and pass appropriate orders in accordance with law.

(GURVINDER SINGH GILL)
JUDGE

(RAMESH KUMARI)
JUDGE

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Whether speaking/reasoned: Yes/No.
Whether reportable : Yes/No