

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION NO. 7460 of 2018**

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DIPU @ DILIPBHAI KHACHAR

Versus

STATE OF GUJARAT

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Appearance:

THROUGH JAIL(50) for the PETITIONER(s) No. 1

for the RESPONDENT(s) No. 2,3

MS JD JHAVERI, ADDL PUBLIC PROSECUTOR(2) for the
RESPONDENT(s) No. 1

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CORAM: **HONOURABLE MR.JUSTICE A.J. SHASTRI****Date : 31/08/2018****ORAL ORDER**

1. Rule. Learned Additional Public Prosecutor waives service of Rule on behalf of the respondents.

2. By way of this application through jail, the applicant convict has prayed to release him on parole leave for a period of 21 days on the ground of medical treatment of his father. He has annexed medical papers with his application.

3. Learned Additional Public Prosecutor has opposed this application and produced jail record of the convict.

4. I have heard learned Additional Public Prosecutor for the respondent. I have gone through the jail record of the convict. It appears from the jail record that whenever the applicant was released temporarily, he had surrendered in time.

5. In the peculiar facts and circumstances of the case, the

application deserves consideration. The convict shall be released on parole leave for a period of 10 days (ten days), from the date of his actual release, on usual terms and conditions. The convict to mark his presence before the concerned Police Station on 1st and last day of his temporary release period. The convict to surrender before Jail Authority on completion of parole leave, without fail. Rule is made absolute to the aforesaid extent.

6. It is clarified that no further extension shall be granted.

7. Registry to communicate this order to the concerned jail authority by FAX message.

DRASHTI K. SHUKLA

(A.J. SHASTRI, J)