

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR.**

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D.B. Criminal Writ Petition No. 95/2020

Chainaram, S/o Shri Bhiyaram @ Bhappa Ram, By Caste Vishnoi,
R/o Dantiwara Police Thana Dangiyawas, District Jodhpur (Raj.).
(At present lodged at Central Jail, Jodhpur).

-----Petitioner

Versus

1. State of Rajasthan through Secretary, Home Department,
Jaipur.
2. Collector, Jodhpur.
3. Superintendent, Central Jail, Jodhpur.

-----Respondents

For Petitioner(s)	:	By Post.
For Respondent(s)	:	Mr. Abhishek Purohit, Associate to Mr. Farzand Ali, GA-cum-AAG.

**HON'BLE MR. JUSTICE SANDEEP MEHTA
HON'BLE MR. JUSTICE DEVENDRA KACHHAWAHA**

Order

30/05/2020

This writ petition has been preferred by the convict-prisoner Chainaram, S/o Bhiyaram @ Bhappa Ram from Jail with the prayer for issuance of a direction to release him on emergent parole for 15 days on the ground of treatment of his daughter and wife. It has been stated that his brothers and other relatives are in jail; his parents have already passed away; and there is no other member in the family to look after them.

A reply to this writ petition has been filed by the respondents.

A perusal of the reply reveals that the present convict-prisoner has already availed benefit of emergent parole on five occasions without any report of unsatisfactory conduct.

Medical Reports with regard to the illness of daughter and wife of the convict-prisoner have not been filed in compliance of the directions given by this Court vide order dated 03.03.2020.

Having regard to the facts and circumstances of the case, we deem it just and proper to enlarge the convict-prisoner on emergent parole for 15 days.

Accordingly, the writ petition is allowed. The order dated 06.03.2020 passed by the District Magistrate, Jodhpur qua the convict-prisoner is set aside; we hereby direct that the convict-prisoner Chainaram, S/o Shri Bhiyaram @ Bhappa Ram shall be released on emergent parole for a period of 15 days as per the provisions of the Rajasthan Prisoner Release on Parole Rules, 1958 subject to furnishing a personal bond in a sum of Rs.1,00,000/- (Rupees One Lac only) to the satisfaction of the Superintendent, Central Jail, Jodhpur. The Superintendent, Central Jail, Jodhpur shall be at liberty to impose other adequate conditions to ensure return of the convict-prisoner to the State Custody after availing the aforesaid emergent parole of 15 days. His term of emergent parole shall be computed from the date of his actual release.

The directions for furnishing personal bond of Rs.1,00,000/- has been given looking to the present situation which has arisen due to corona virus (COVID-19) and consequent lock-downs.

(DEVENDRA KACHHAWAHA),J

(SANDEEP MEHTA),J