

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION NO. 6026 of 2021**

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FARUK @ HAJI BHURIYA ABDUL SATTAR IBRAHIM GAJI
THROUGH SAFURA FARUK GAJI
Versus
THE STATE OF GUJARAT & 2 other(s)

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Appearance:

MR DIPAK H SINDHI(5710) for the Applicant(s) No. 1
for the Respondent(s) No. 2,3

MS. MAITHILI MEHTA ADDL. PUBLIC PROSECUTOR(2) for the
Respondent(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE NIKHIL S. KARIEL

Date : 30/06/2021

ORAL ORDER

Heard learned Advocate Shri Dipak H. Sindhi for the applicant and learned Additional Public Prosecutor Ms. Maithili Mehta for the respondent State.

2. By way of this application, the applicant prays to be released on parole leave for the purpose of providing financial assistance to his family members. Jail record shows that the present applicant had been convicted for the offence punishable under Section 302 amongst others and sentenced to life imprisonment, the applicant having undergone imprisonment approximately for more than 16 years and 3 months. Jail record further show that the applicant had been lastly released on parole leave in the month of January 2021 for a period of 10 days.

3. Considering the same and considering the jail conduct of the applicant which is stated to be good and considering the reasons stated by the applicant, the applicant is directed to be released on parole leave for a period of **2 weeks** from the date of his actual release.

4. Resultantly, this application is allowed and the convict is ordered to be released for the period of **two weeks** from the date of his actual release, on his furnishing personal bonds of Rs.5,000/-(five thousand) and a surety of the like amount before the jail authority concerned.

5. After the completion of parole leave, the Jail Authorities shall admit the applicant in jail after strictly following the Circular dated 03.06.2020 relating to COVID-19 issued by the Superintendent of Jail, Ahmedabad.

6. The notification under Section 268 of the Criminal Procedure Code imposed upon the applicant shall remain in abeyance during the period when the applicant is released on parole leave.

7. Office to communicate this order to the concerned jail authority, which shall, in turn, communicate the same to the person concerned, **FORTHWITH**.

MARY VADAKKAN

(NIKHIL S. KARIEL,J)