

(2024) 01 GUJ CK 0025
In the Gujarat High Court

Case No : R/Special Criminal Application No. 231 Of 2024 (Parole Leave)

Isha Osman Kumbhar

APPELLANT

Vs

State Of Gujarat

RESPONDENT

Date of Decision : 05-01-2024

Acts Referred:

Citation : (2024) 01 GUJ CK 0025

Hon'ble Judges : Divyesh A. Joshi, J

Bench : Single Bench

Advocate : Hardik Y Kothari, Hardik Soni

Final Decision : Allowed

Judgement

Divyesh A. Joshi, J

1. Rule. Learned APP waives service of notice of rule for respondent – State of Gujarat.
2. By way of the present petition, the petitioner has prayed to release him on parole leave on the ground of attending after death rituals of his sister, who expired on 26.11.2023.
3. I have heard learned advocates appearing for the parties and have also perused the documents produced along with the petition as well as considered the averments made in this petition including jail remarks. It is found out from the jail report that in past, the applicant was granted bail and he surrendered in time and his jail conduct is found to be good. Therefore considering the grounds mentioned and the averments made in the petition, the present petition deserves to be allowed.
4. Therefore, the present petition stands allowed. The petitioner prisoner is ordered to be released on parole leave for a period of 10 (Ten) Days from the date of his actual release, on executing personal bond of Rs.5,000/- (Rupees Five Thousand) before the Jail authority and on usual terms and conditions as may be

imposed by the Jail Authority.

5. The petitioner shall surrender before Jail Authority on completion of parole leave, without fail.

6. Rule is made absolute to the aforesaid extent. Registry to communicate the present order to the concerned jail authority forthwith.