

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

Crl. W.P. No.133 of 2015

Date of Decision: 02.02.2015

Maninder @ Monu

....Petitioner

Versus

State of Haryana

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspapers may be allowed to see the judgment ?**
- 2. To be referred to reporters or not ?**
- 3. Whether the judgment should be reported in the Digest ?**

Present:- Mr. K.P.S. Virk, Advocate
for the petitioner.

Mr. Munish Sharma, A.A.G., Haryana
for the respondent-State.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Article 226 of the Constitution of India read with Section 3(1)(d) of Haryana Good Conduct Prisoner Temporary Release Act, 1988 for grant of parole to the petitioner to make arrangements for the *Kriya ceremony* of his deceased father Mahipal, who expired on 23.01.2015, which is fixed for 04.02.2015.

Notice of motion in the case was issued to State of Haryana on 30.01.2015 to verify as to whether any other male member in the family of the petitioner is there or not.

Learned State counsel, after getting instructions in this regard from Mr. Sewa Singh, Deputy Superintendent of Police (Jail), Haryana,

submits that no male member is there in the family of the petitioner to make arrangements for the *kriya ceremony*, which is fixed for 04.02.2015 and has also not disputed that the father of the petitioner has expired on 23.01.2015. He further submits that petitioner is the only son of deceased-father having two sisters, who are already married.

The application of the petitioner was dismissed only on the ground that he has not completed one year after conviction, whereas, only four days are lesser in completion of one year.

Keeping in view the facts and circumstances of the present case that the petitioner is the only son of deceased-father; there is no other male member in his family and presence of the petitioner is required at the time of *kriya ceremony*, which is fixed for 04.02.2015 as certain arrangements are stated to be made by him, the present petition is allowed and parole for a period of one week starting w.e.f. 03.02.2015 to 09.02.2015 is granted to the petitioner.

Superintendent, District Jail, Jind is directed to release the petitioner on parole for period of one week, commencing from 03.02.2015 to 09.02.2015, subject to his furnishing adequate surety.

However, the petitioner is directed to surrender before the concerned Jail authorities on 10.02.2015.

Copy of this Order be given *dasti* under the signatures of Special Secretary attached to this Court.

02.02.2015
gurpreet

(DAYA CHAUDHARY)
JUDGE