

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

251

Criminal Writ Petition No.1415 of 2015

Date of decision: October 15, 2015

Raj Kumar

....Petitioner

versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No

2. To be referred to the Reporters or not? Yes/No

3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mr. Ravinder Bangar, Advocate for the petitioner.

Mr. Sharad Kumar Yadav, DAG, Haryana.

DAYA CHAUDHARY, J.

The present petition has been filed under Article 226 of the Constitution of India for issuance of direction to the respondents to release the petitioner on parole for a period of thirty days to make arrangements for the marriage of daughter of his sister where presence of the petitioner is necessary.

Learned counsel for the petitioner submits that earlier, the petitioner was released on parole but the concession was never misused by him and he surrendered well-in-time. Learned counsel also submits that

the presence of the petitioner is required at the time of *bhat* ceremony being maternal uncle(*mama*) of the sister's daughter.

Notice of motion was issued on 29.09.2015 and in response thereto, reply by way of an affidavit of Superintendent, District Jail, Kurukshetra has been filed which is already on record.

Learned State counsel, on the basis of reply, submits that the petitioner was released on parole on earlier two occasions w.e.f. 12.01.2015 to 24.02.2015 for agriculture purposes and 01.05.2015 to 30.05.2015 for repair of house and is not now entitled for parole in one calender year of 2015.

Heard arguments advanced by learned counsel for the parties and have also perused the documents available on record.

In view of the submissions made by learned State counsel and also the fact that the petitioner has already been released on parole on earlier two occasions in one calender year whereas he is entitled for one parole only; the elder brother of the petitioner is also there to attend the marriage of the daughter of his sister, no ground is made out to grant parole.

Dismissed.

(DAYA CHAUDHARY)
JUDGE

October 15, 2015
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