

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-35363-2016

Date of decision: 03.10.2016

Sonia and another ...Petitioners

Vs.

State of Haryana and others ...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S.Dhull, Advocate for the petitioners.

Jitendra Chauhan, J. (Oral)

This petition under Section 482 of the Code of Criminal Procedure has been filed for issuance of directions to respondent/State to transfer the Jail of the present petitioners from District Jail, Jhajjar to District Jail, Yamuna Nagar or Faridabad.

It is contended by learned counsel for the petitioners that presently petitioners are confined to District Jail Jhajjar since last 12 years. The petitioners have one minor son and mother-in-law of petitioner No.1 and mother of petitioner No.2 is an old lady and there is no other male member in the family due to which they face difficulty to meet the petitioners as they have to cover distance of 350 kilometres from their village.

Learned counsel further submits that the petitioners have submitted an application before the Superintendent District Jail, Jhajjar for transfer and after consideration, the same was forwarded to Director General

of Prison, Haryana (respondent No.2). Vide order dated 23.08.2016, respondent No.2 without any reasoning and without giving an opportunity of hearing to petitioners denied the claim of the petitioners.

Heard.

The mere fact that the distance is 350 kilometres, the petitioners cannot be transferred to District Jail Yamuna Nagar.

Consequently, no case for transfer of petitioners from District Jail, Jhajjar to District Jail, Yamuna Nagar or Faridabad is made out and the petition stands dismissed.

(JITENDRA CHAUHAN)
JUDGE

October 03, 2016

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No