

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Writ Petition No.1177 of 2016

Date of Decision: 19.10.2016

Hem Raj

...Petitioner(s)

Versus

State of Haryana & others

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. V.S. Rana, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Article 226 of the Constitution of India is for issuance of directions to the respondents for grant of 6 weeks agriculture parole to the petitioner, to enable him to do the agricultural work.

Learned State counsel has filed reply by way of affidavit of Satyawar, Dy. Superintendent, District Jail, Jhajjar, on behalf of respondents no.1 to 4, which is taken on record.

In para 4 of the preliminary submissions of the reply, it has been stated that during the pendency of the present case, the House Repair Parole case of the petitioner has already been forwarded to the District Magistrate, Jhajjar with a copy to Commissioner, Rohtak Division, Rohtak and Superintendent of Police Jhajjar vide letter dated 7.9.2016 and decision

on the same is likely to be taken shortly.

I have heard learned counsel for the parties.

Perusal of the reply filed on behalf of the respondents-State shows that when prayer of the petitioner for grant of parole for agricultural purposes was rejected, he applied for parole on another ground i.e. for house repair, which is stated to be under consideration. Though in the instant petition, the prayer of the petitioner is for grant of parole on agricultural purposes, but this Court cannot ignore the fact that his prayer for grant of parole for house repair is under active consideration before the authorities concerned.

Accordingly, in view of the reply submitted by Satyawar, Dy. Superintendent, District Jail, Jhajjar, the present petition is disposed of with a direction to the authorities concerned to decide the case of the petitioner for grant of parole for house repair within two months from the date of receipt of a certified copy of this order in accordance with law.

October 19, 2016
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No