

CRWP no. 1372 of 2016 (O&M) 1

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

**CRWP no. 1372 of 2016 (O&M)
Date of Decision :07 .12.2016**

Sanjeev @ Sanju

....Petitioner(s)

Versus

The State of Haryana and others

...Respondent(s)

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE DR. SHEKHER DHAWAN**

Present : Ms. Sarla Chaudhary, Advocate for the petitioner

Mr. Vivek Saini, DAG, Haryana

MAHESH GROVER, J.

This petition is under Article 226 of the Constitution of India praying for release of the petitioner on parole under Section 3,4 (1) d of the Haryana Good Conduct Prisoners Temporary Release Act, 1988 so as to enable him to meet his family members and to assist his child to gain admission to a school.

Prayer has been rejected primarily on the report of the District Magistrate, Mathura who has stated that if the petitioner is released on furlough he will violate the rules. It has also been stated that his wife is not staying in UP but actually is a resident of Delhi.

We find that the prayer for furlough has not been decided conclusively and there is only a report of the District Magistrate, Mathura,

the contents of which we have noticed above.

We are of the opinion that initially the opinion has to be formed by the competent authority and therefore, we dispose of the instant petition with a direction that the prayer of the petitioner for release on furlough in terms of the said rules be decided as expeditiously as possible but not later than 2 weeks from the date of receipt of the certified copy of this order.

Disposed of .

(Mahesh Grover)
Judge

07.12.2016
rekha

(Shekher Dhawan)
Judge

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No