

**101 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRWP No.142 of 2016
Date of Decision: 05.02.2016**

Parkash Ram

... Petitioner

Versus

The State of Haryana & others

... Respondents

CORAM:- HON'BLE MR.JUSTICE P. B. BAJANTHRI

Present:- Mr. Hoshier Singh Jaswal, Advocate
for the petitioner.

....

P. B. BAJANTHRI.J.

Mr. Vijesh Sharma, DAG, Haryana takes notice for the respondent Nos.1 & 2 since petitioner is seeking only mandamus to the second respondent. Service of notice to respondent No.3 is dispensed with.

The petitioner has sought for direction to consider the application dated 20.10.2015(Annexure P-1) by which he has sought for parole for "House Repairs" under Section 3(1)(d) of the Haryana Good Conduct Prisoner's(Temporary Release) Act 1988 read with Rule 8 of the Haryana Good Conduct Prisoner's (Temporary Release) Rules, 2008.

The petitioner is involved in criminal proceedings in which he was convicted for rigorous imprisonment for 10 years under Section 394 read with Section 397 IPC by the learned Additional Sessions Judge, Gurgaon. Presently the petitioner is undergoing sentence of imprisonment in District Jail, Gurgaon. Against the judgment of conviction and order of sentence passed by the Sessions Judge, Gurgaon the petitioner has filed a Criminal Appeal No.3092-SB of 2012 before this Hon'ble Court which was admitted vide order dated 30.10.2012 and it is pending consideration for

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final hearing at regular No.446 of this Court. In this background the petitioner has submitted an application before the second respondent seeking for parole for a period of four weeks for the purpose of repairing his house at Alwar, Rajasthan State.

In view of the above narrated facts and circumstances, the second respondent is directed to consider Annexure P-1-application with reference to the Haryana Good Conduct Prisoner's(Temporary Release) Act 1988 and rules and to take a decision within a period of 10 days from today and to communicate the decision to the petitioner.

The petition stands disposed of.

05.02.2016

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(P. B. BAJANTHRI)
JUDGE