

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

CRWP No.381 of 2016

Date of Decision: June 02, 2016

Sunil

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: None for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

FATEH DEEP SINGH, J.

Heard.

In the light of the averments that the petitioner-Sunil upon his detention in District Jail, Jhajjar (now confined in Central Jail, Ambala) had committed two jail offences. One during his detention at District Jail, Sonipat and second while he was detained in District Jail, Jhajjar when on both the occasions mobile phones with sim and battery were recovered. Thus, these offences put the case of the petitioner under the category of “hard core criminal” under the Clause 2(aa) sub clause (iv) of Haryana Good Conduct Prisoners (Temporary Release) Amendment Act, 2012. That the last offence was committed on 5.5.2012 and in the light of the provisions enshrined in amended definition of Haryana Good Conduct Prisoners (Temporary Release) Amendment Act, 2015 he has not completed

the mandatory period of 5 years from 5.5.2012 prior to considering his plea for such a concession thus, his case for premature release cannot be considered.

In the light of the same and that there is no representation and opposition on behalf of the petitioner, the petitioner is certainly not entitled for the relief so prayed for.

Dismissed.

(FATEH DEEP SINGH)
JUDGE

June 02, 2016
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