

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

**CRWP No. 590 of 2016
Date of decision : 5.5.2016**

Daljit Singh

.....Petitioner

v.

State of Punjab

.....Respondent

**CORAM : HON'BLE MR. JUSTICE T.P.S. MANN
HON'BLE MR. JUSTICE RAMENDRA JAIN**

Present : Ms. Pushpinder Kaur, Advocate
for the petitioner

Mr. Vikram Bishnoi, AAG, Punjab

T.P.S. MANN, J. (ORAL)

Prayer made in the petition filed by petitioner Daljit Singh under Articles 226/227 of the Constitution of India is for directing the respondent-State to release him on parole for a period of two weeks on account of marriage of his son.

The petitioner stands convicted under Section 302 IPC and sentenced to undergo imprisonment for life. He is presently confined in Central Jail, Amritsar. According to him, his son Himmat Singh is soon getting married. Shagun ceremony is to be held on 11.5.2016 whereas, marriage function on 13.5.2016. The petitioner's son Himmat Singh approached the Superintendent, Central Jail, Amritsar on 26.4.2016 and requested for releasing the petitioner on parole but the Superintendent refused to entertain the application, copy of which has been appended with the petition as Annexure P-3. It is also the case of the

petitioner that the panchayat of his village has given Majornama (Annexure P4) stating therein that there is marriage of his son and in case he is released on parole, there would be no threat to the security of the State or likelihood of breach of peace. As the presence of the petitioner is required for performing essential ceremonies of the marriage of his son, he may be released on parole.

Upon notice, reply by way of affidavit of Sh. Daljit Singh Bhatti, PPS, Superintendent, Central Jail, Amritsar, has been filed wherein, it has been mentioned that the factum of the petitioner's son getting married stands duly verified.

After hearing learned counsel for the parties and the factum of the petitioner's son getting married on 13.5.2016 has been duly verified and in view of the provisions of Section 3(1)(b) of the Punjab Good Conduct Prisoners (Temporary Release) Act, 1962 which permits release of jail inmate on parole for celebrating the marriage of his son, this Court is of the considered view that the petitioner can be released on parole.

Resultantly, the petition is allowed and the petitioner be released on parole w.e.f. 7.5.2016 upto 16.5.2016 subject to his furnishing appropriate bonds to the satisfaction of the District Magistrate, Amritsar. On the expiry of the period for which he is being granted the concession of parole, he shall surrender before the jail authorities.

(T.P.S. MANN)
JUDGE

(RAMENDRA JAIN)
JUDGE

5.5.2016
Ashwani