

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

202

CRWP-950-2016

Date of Decision : August 10, 2016

SHAKTI SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA & ORS

.....RESPONDENT

**CORAM:- HON'BLE MR. JUSTICE S.S. SARON
HON'BLE MR. JUSTICE LISA GILL**

Present: Mr.J.S.Bains, Advocate
for the petitioner.

Mr.S.S.Pannu, DAG, Haryana.

S.S. SARON, J.

Learned counsel for the State has filed reply to the petition by way of affidavit of Sh.Sher Singh, Superintendent of Prison, District Prison, Karnal on behalf of respondents No.1 and 2. The same is taken on record.

Heard learned counsel for the parties.

The petitioner by way of the present petition under Article 226 of the Constitution of India prays for his temporary release on parole in terms of Section 3 (1) (c) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 ('Act'-for short) for carrying out agricultural operations. The petitioner has been convicted and sentenced to life imprisonment by the learned Additional Sessions Judge, Karnal on 17.5.2004 in case FIR No.434 dated 31.12.2000 registered at Police Station Gharaunda, District Karnal for the offences under Sections 364, 302, 201, 216 and 120-B Indian Penal Code, besides, Section 25 of the Arms Act. Against the said order of his conviction and sentence, he has filed Criminal

Appeal No. 592-DB-2004 which has been dismissed by this Court and his

conviction and sentence has been confirmed. At present he is undergoing his life imprisonment. The petitioner during his incarceration applied for temporary release on parole for agriculture purposes.

According to the reply that has been filed, it is submitted that the case of the petitioner has been forwarded to the learned District Magistrate, Shamli (U.P.) (respondent No.3) vide letter dated 15.5.2016. The case of the petitioner is under process with the District Magistrate, Shamli (respondent No.3) and reminder in this regard has also been sent vide letter dated 14.6.2016 (Annexure R-1/T). It is further submitted that as and when a report from the District Magistrate, Shamli is received the parole case of the petitioner would be decided.

Learned counsel for the petitioner submits that he would be satisfied if directions are passed for deciding the parole case of the petitioner expeditiously.

In the circumstances, it is hoped that the case of the petitioner for his temporary release on parole for agriculture purposes is considered and decided by the respondents as expeditiously as possible and preferably within eight weeks from the date of receipt of a copy of this order.

The criminal writ petition is, accordingly, disposed of.

(S.S. SARON)
JUDGE

10.08.2016
TSG

(LISA GILL)
JUDGE

Whether speaking/reasoned? Yes/No

Whether Reportable? Yes/No