

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP No.1603 of 2016
Date of decision:17.02.2017

Vicky

....Petitioner

v.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE S.S.SARON
HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Ms. Garima Sharma, Advocate and
Mr. Lalit Sharma, Advocate for the petitioner.

Mr. Randhir Singh, Addl. AG, Haryana for the State.

S.S.SARON,J.

The criminal writ petition has been filed seeking temporary release of the petitioner-Vicky on four weeks' furlough.

The petitioner has been convicted by the learned Additional Sessions Judge, Ambala on 23.09.2015 in case FIR No.94 dated 12.03.2012 registered at Police Station Ambala Cantt. for the offences punishable under Sections 148, 302/149 of the Indian Penal Code; besides, Section 25 of the Arms Act, 1959. He has been sentenced to undergo life imprisonment; besides, pay a fine of Rs.27000/- and in default thereof, he is to undergo simple imprisonment for eight months. At present, the petitioner is undergoing his life imprisonment.

According to learned counsel for the petitioner, the case of the petitioner for temporary release on furlough has not been recommended by the District Magistrate, Ambala vide letter dated 22.11.2016 (Annexure P-1).

It may be noticed that the said letter dated 22.11.2016

(Annexure P-1) is addressed to the Commissioner, Ambala Division, Ambala and the final decision is to be taken by him.

Accordingly, the writ petition is disposed of and the Commissioner, Ambala Division, Ambala shall consider the case of the petitioner for temporary release on furlough in accordance with law. The necessary exercise shall be carried out by the Commissioner, Ambala Division, Ambala as expeditiously as possible and preferably within three weeks from the receipt of certified copy of the order.

(S.S. SARON)
JUDGE

17.02.2017
A.Kaundal

(DARSHAN SINGH)
JUDGE

Note:

1. Whether the order is speaking/reasoned: Yes
2. Whether the order is reportable : No