

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

**CRWP No.1616 of 2016
Date of Decision: 27.01.2017**

Kewal Krishan

...Petitioner

Versus

State of Haryana and others

... Respondents

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. K.S. Sidhu, Advocate
for the petitioner.

Mr. Pradeep Prakash Chahar, D.A.G., Haryana.

RAJ MOHAN SINGH, J.(ORAL)

Having heard learned counsel for the parties, I find that the petitioner had already availed benefit of parole on previous occasions. Para 4(1) of the Haryana Good Conduct Prison (Temporary Release) Rule, 2007 has already been interpreted in CRWP No.1035 of 2016 decided on 14.09.2016 while granting parole to the petitioner. On second occasion, the petitioner was granted parole after quashing the same objection in CRWP No.1370 of 2016 vide order dated 22.10.2016.

In view of the aforesaid, this petition is allowed. Rules of 2007 have no precedence over Section 3(1)(a) of Haryana Good Conduct Prison (Temporary Release) Act 1988. Impugned order dated 07.10.2016 is hereby quashed. Necessary consequences to follow.

**(RAJ MOHAN SINGH)
JUDGE**

January 27, 2017

ps-l/prince

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No