

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

244

**CRWP-1312 of 2017 (O&M)
Date of decision: 16.11.2017.**

Ashok

...Petitioner.

Versus

State of Haryana and another

...Respondents.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. B.S. Khehar, Advocate for the petitioners.

Mr. Satish Saini, DAG, Haryana.

SHEKHER DHAWAN, J.

Through this criminal writ petition under Article 226 of the Constitution of India read with Section 3(1) (C) of The Haryana Good Conduct Prisoners Temporary Release Act, 1988, prayer has been made for issuance of a writ in the nature of Mandamus directing for release of the petitioner on parole for three months on account of making necessary arrangements for medial treatment of his ailing mother, who is suffering from Breast Cancer and has been advised to undergo surgery at PGIMS, Rohtak, on 20.11.2017.

By filing reply, which has been taken on record, learned State counsel submitted that the petitioner has one more brother, who can look after the ailing mother. However, learned State counsel, on the basis of report, affirmed the fact that surgery of the mother of the petitioner is to take place on 20.11.2017 as she is suffering from Breast Cancer.

Learned counsel for the petitioner contended that though the petitioner has one more brother, but he is not living with the family since long and he (petitioner) is only the son to take care his ailing mother, who is suffering from Breast Cancer.

In view of the above, the present petition is accepted and the petitioner be released on parole for a period of one month, subject to his furnishing requisite bond with surety bond to the satisfaction of Chief Judicial Magistrate/ Duty Magistrate, Rohtak. The petitioner is directed to surrender before the jail authorities after completion of parole period of one month.

(SHEKHER DHAWAN)
JUDGE

16.11.2017
komal

Whether Speaking/reasoned : Yes/No

Whether Reportable : Yes/No