

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

CRWP No. 1484 of 2017

Date of decision: 28.12.2017

Ajit

....Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA
HON'BLE MR. JUSTICE SUDHIR MITTAL**

Present: Mr. Ranjeet Saini, Advocate,
for Mr. Krishan Singh, Advocate,
for the petitioner.

Ms. Kirti Singh, DAG, Haryana.

G.S.SANDHAWALIA, J. (Oral)

In the present criminal writ petition filed under Articles 226/227 of the Constitution of India read with Section 482 Cr.P.C. read with Section 3(1)(a) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988, the petitioner seeks 4 weeks emergency parole. The ground for parole is that his wife is expecting and is in an advanced stage of pregnancy. The expected date of delivery is stated to be 11.01.2018 and it is the case of the petitioner that an application has been filed with respondent no. 2 for the necessary relief. Reliance has also been placed upon Annexure P-3, the certificate issued by the Gram Panchayat, that the petitioner had come out on two occasions earlier on parole and had surrendered in time.

In the written statement filed by the Superintendent, Central Jail, Ambala on behalf of the respondents, it has been mentioned that neither any application has been moved regarding grant of four weeks emergency parole nor the petitioner has submitted any proof of illness of his wife.

Faced with the situation, counsel submits that the petitioner would move necessary application before respondent no. 2 and prays that if the same is done, it be decided expeditiously.

Accordingly, keeping in view the fact that the decision making

process is to be done by the respondents, it will be open to the petitioner to make the application which shall be decided within a period of one week of receipt of the same.

The present petition is disposed of accordingly.

(G.S. SANDHAWALIA)
JUDGE

28.12.2017
shivani

(SUDHIR MITTAL)
JUDGE