

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

**CRWP No. 21 of 2017 (O&M)  
Date of decision: 11.01.2017.**

Navdeep ..... Petitioner.

Versus

State of Haryana and others ..... Respondents.

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

Present: Mr. Akshay Jain, Advocate, for the petitioner.

**S.S. SARON, J.**

Notice of motion.

On the asking of the Court, Mr. S.S. Pannu, Deputy Advocate General, Haryana, accepts notice.

The petition is being disposed of, as the petitioner seeks directions from this Court so as to allow him to appear in the third semester examinations of D.Ed. (JBT) Course, which are commencing from tomorrow, i.e. 12.01.2017.

Learned counsel for the State has submitted that the petitioner can apply to the jail authorities for the said purpose.

However, according to learned counsel for the petitioner, the petitioner in fact was allowed to appear in the practical examination of D.Ed. (JBT) Course conducted on 05.01.2017 under a police escort. Therefore, he was under the *bona fide* impression that he would be allowed to do so for the theory examinations as well. The jail authorities have now, however, asked him to get an order from this Court.

We have given our thoughtful consideration to the matter.

The petitioner has been convicted and sentenced to life imprisonment by the learned Additional Sessions Judge, Sonapat, on 05.03.2016, in case FIR No.353 dated 16.09.2012 registered at Police Station Ganaur for the offences under Sections 302, 120-B/34 of the Indian Penal Code; besides, under Section 25 of the Arms Act, 1959. Criminal Appeal, i.e. CRA-D No. 424-DB of 2016, against his conviction and sentences is pending in this Court. The relief claimed by the petitioner in the present petition is to allow him to appear in the third semester examinations of D.Ed. (JBT) Course, which are to commence from 12.01.2017.

Earlier also, this Court vide order dated 15.07.2016 (Annexure P1) had disposed of a similar petition of the petitioner with the direction to the Superintendent, District Prison, Karnal to ensure that the petitioner is taken to the examination centre for appearing in the D.Ed. (JBT) 2<sup>nd</sup> semester examinations on the scheduled dates under a police escort guard as per the provisions of Para 536-B of the Punjab Jail Manual. He was to be taken well before the commencement of the examinations.

Thereafter, in terms of order dated 26.10.2016 (Annexure P2), another writ petition filed by the petitioner was disposed of with the direction to the Superintendent Jail, Rohtak to ensure that necessary examination form of 3<sup>rd</sup> semester examinations for the D.Ed. (JBT) Course are filled by the petitioner before the due date, i.e. 31.10.2016.

At present, the petitioner seeks direction for taking him under a police escort guard for the examinations of the 3<sup>rd</sup> semester of D.Ed. (JBT)

Course. The date-sheet (Annexure P3) of the same has been placed on record. The petitioner is to appear for the first examination on 12.01.2017, which is to commence at 02:00 p.m.

Keeping in view the earlier orders, the present petition is disposed of with the direction to the Superintendent, District Jail, Rohtak (respondent No.3) to take the petitioner under a police escort guard in terms of Para 536-B of the Punjab Jail Manual to the examination centre on the dates of examination well before the commencement of the examination so that the petitioner can appear in the third semester examinations of D.Ed. (JBT) Course. The writ petition is accordingly disposed of.

A copy of the order be given to Mr. S.S. Pannu, Deputy Advocate General, Haryana, under the signatures of the Secretary of this Bench for necessary compliance.

**(S.S. SARON)**  
**JUDGE**

**(DARSHAN SINGH)**  
**JUDGE**

11.01.2017  
Ramesh

**Note:**

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|----|---------------------------|---|-----|
| 1. | Whether reasoned/speaking | : | Yes |
| 2. | Whether reportable        | : | No  |