

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

**CRWP No. 240 of 2017 (O&M)
Date of Decision: 03.03.2017**

Anil

....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. V.S. Punia, Advocate, for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

LISA GILL.J (ORAL)

Prayer in this petition is for grant of emergency parole to the petitioner-Anil for a period of one week to take part in the recruitment test for Assistant Professors (College Cadre) to be held on 05.03.2017 at Panchkula.

The petitioner has been convicted for the offence punishable under Sections 306, 34 of the Indian Penal Code ('IPC' for short) and sentenced to undergo imprisonment for four years; besides pay a fine of ₹ 2,000/-. Criminal Appeal No. S-3541-SB of 2016 filed by the petitioner against the judgment/order of conviction dated 31.08.2016 is pending before this Court. It is submitted that the application submitted by the petitioner along with the admit card issued by the Haryana Public Service Commission, Panchkula for temporary release for taking the said examination was not accepted by the authorities.

In the morning session notice was accepted by the learned

counsel for the State on the asking of the Court. A copy of the petition was handed over to him. The matter was kept for the post-lunch session to enable the learned counsel for the State to seek instructions. The matter has been taken up again in the post-lunch session.

Learned counsel for the State on instructions submits that no such application has been submitted by the petitioner. The petitioner is not entitled for parole as he has not completed one year of his imprisonment after conviction.

Heard learned counsel for the parties.

Keeping in view the facts and circumstances of the case, it is considered just and expedient to dispose of this petition with a direction to respondent No. 3 to ensure that the petitioner is taken to Panchkula on 05.03.2017 under custody/armed guard for taking the recruitment test for Assistant Professor (College Cadre).

Petition is disposed of accordingly.

A copy of this order be handed over to the learned counsel for the petitioner under the signatures of the Bench Secretary.

03.03.2017
PA

(LISA GILL)
JUDGE