

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRWP No. 267 of 2017 (O&M)

Date of decision: 08.03.2017

Hariom @ Kalu

...PETITIONER

VERSUS

State of Haryana and others

....RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE M. JEYAPPAUL
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH**

**Present: Ms. Sarla Chaudhry, Advocate,
for the petitioner.**

Mr. Ashok Muthreja, Deputy Advocate General, Haryana.

M.JEYAPPAUL, J. (ORAL)

Reply filed on behalf of the respondents is taken on record.

Petitioner-Hariom @ Kalu, who was convicted under Section 302 read with Section 34 IPC, moves this writ petition praying for emergency parole under Section 3 (1) (d) of the Haryana Good Conduct Prisoner's Temporary Release Act, 1988 to attend the last rites ceremony of his mother, which is fixed for 09.03.2017.

Reply was filed by the State. It has been admitted that the last rites ceremony of the mother of the petitioner is going to be held on 09.03.2017 in the house of the petitioner.

We are aware of the fact that the writ petitioner was sent to attend the funeral ceremony of his mother in police custody. The admitted fact is that the petitioner is the only son of his mother. Therefore, in our considered view, the petitioner will have to discharge religious obligation

is ordered that the petitioner shall be taken to his house on 09.03.2017 in police custody to attend the last rites ceremony of his mother that may be held between 10 AM to 4 PM on the said date. He be taken back to prison on the same date at 4 PM.

The writ petition is ordered accordingly.

Copy of the order be furnished to the State counsel under signatures of the Bench Secretary of this Court.

(M.JEYAPPAUL)
JUDGE

March 08, 2017
pj

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No