

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

CRWP No.998 of 2017

Date of Decision: 16.02.2018

Gursahib Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Vipul Jindal, Advocate
for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

The present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of habeas corpus directing the temporary release of the petitioner for 6 weeks under the Punjab Good Conduct Prisoner's (Temporary Release) Act, 1962 on the ground of ill health of the mother of the petitioner.

Notice of motion was issued and in response thereto. State of Punjab has filed the affidavit of Surinder Singh, Deputy Inspector Jails-cum-Superintendent, Central Jail Amritsar in which it is clearly mentioned that the condition of the mother of the petitioner is not good and needs a surgical treatment. Further, document Annexure R-2 issued by Baba Budha Ji Charitable Hospital, Bir Shib, Village, Thantha (Tarn Taran), reads as under:

'This is to certify that Mrs. Kulwant Kaur w/o Sukhwinder singh R/o Panjwar District Tarn Taran. She met with Road-side Accident with Haemotoma in right fronto-temporal scalp region and Right peri-orbital region. She need care taker for 24 x 7.'

Reading of the reply as well as of the medical certificate Annexure R-2 makes it apparently clear that the condition of the mother of the petitioner is not sound. Therefore, the petitioner feels his moral obligation to get his mother treated from a good hospital. Consequently, the petition is allowed and parole for six weeks is granted to the petitioner namely, Gursahib Singh, as per rule to the satisfaction of District Magistrate, Tarn Taran. It is made clear that after completion of the parole, the petitioner must surrender before the jail authorities and will not do any illegal activity during his parole. If he do so, then concerned authority may review this petition for cancellation of the parole of the petitioner.

Petition stands disposed of.

[MAHABIR SINGH SINDHU]
JUDGE

February 16, 2018
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Whether speaking/reasoned	yes
Whether reportable?	no