

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-13724-2018

Date of Decision: 01.06.2018

Rakesh

.....Petitioner

V.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present Mr. Lajpat Sharma, Advocate for the petitioner.

Mr. Saurabh Mohunta, Deputy Advocate General, Haryana.

RAKESH KUMAR JAIN, J. (Oral)

The petitioner is a life convict, presently lodged in District Jail, Faridabad has prayed for parole for one week to attend the marriage of his Bhanji, namely, Twinkle, which is fixed for 03.06.2018.

Notice in the application was issued on 28.05.2018 for 31.05.2018. Thereafter, the case is listed for today but so far the respondent-State has not filed any reply. The petitioner has attached the marriage invitation card with the petition to show that the marriage is to be solemnized on 03.06.2018 at Chhotu Ram Memorial Society, Near Subhash Stadium, Gohana Road, Sonapat

It is submitted by the learned counsel for the petitioner that as per the custom, the presence of the maternal uncle is required at the time of ceremony of marriage, therefore, the petitioner may be released on parole for one week in terms of provisions of Section 3(b) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 (in short 'the Act').

Since reply by the learned State counsel has not been filed due to paucity of time as stated by the learned counsel for the State and at present there is

no information with the Court about the factum of marriage of Bhanji of the

petitioner but keeping in view of the invitation card appended by the petitioner, the Court is of the view that the benefit has to be given to the petitioner and for that matter, the present petition is hereby disposed of with a direction to the District Magistrate, Faridabad to release the petitioner on parole so that he may attend the marriage of his sister's daughter, which is fixed for 03.06.2018. However, the District Magistrate/Duty Magistrate may impose such conditions at the time of release of the petitioner on parole to secure his presence after the expiry of the period of parole.

With these observations, the petition is hereby disposed of.

Order dasti.

June 01, 2018
jt

(Rakesh Kumar Jain)
Judge

Whether speaking/reasoned	:	Yes / No
Whether Reportable	:	Yes/No