

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.17694 of 2018
Date of Decision: 17.09.2018

Randhir

.....Petitioner

Versus

State of Haryana & others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. Susheel Gautam, Advocate for the petitioner.

Ms. Safia Gupta, AAG, Haryana.

RAKESH KUMAR JAIN J.(ORAL)

This petition is directed against the order passed by the Commissioner, Karnal Division, Karnal dated 20.6.2018 by which application filed by the petitioner for seeking furlough has been declined only on the ground that the reason given in the application is not a valid reason.

In brief, the petitioner has applied for furlough under Section 4 (1) (a) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 (for short 'the Act). The petitioner is presently confined in District Jail Karnal, in a case registered vide FIR No.145 dated 21.05.2014 under Section 302, 201, 120-B and 34 of IPC at Police Station Taraori, District Karnal.

Learned counsel for the petitioner has submitted that the petitioner is not involved in any other case and there is no allegation of mis-conduct and misbehaviour in jail about the petitioner.

In view of the above, impugned order passed by the Commissioner, Karnal is hereby set aside, the present petition is hereby allowed and direction is issued to release the petitioner on furlough for two weeks, after furnishing

bail bonds to the satisfaction of the District Magistrate, Karnal, who would impose appropriate conditions upon the petitioner to surrender/appear before the jail authorities after the completion of furlough.

(RAKESH KUMAR JAIN)
JUDGE

September 17, 2018
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No