

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.19920 of 2018
Date of Decision:10.08.2018

Jitender @ Monu

..... Petitioner

Vs.

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: - Mr.Krishan Singh, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J.

This petition is filed under Section 3(1)(b) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 [for short 'the Act'] for seeking extension of the period of parole for 17 days more as the petitioner is already on parole for 25 days w.e.f. 20.7.2018 to 13.8.2018.

In brief, the petitioner, who is confined in District Jail Jhajjar, has been convicted for an offence committed under Section 302 of the Indian Penal Code, 1860 [for short 'the IPC'] in a case registered vide FIR No.515 of 22.9.2013 at Police Station Sadar Bahadurgarh, District Jhajjar and has been convicted and sentenced for life imprisonment. He filed an application to respondent No.3 for grant of parole for agricultural work. He was allowed 25 days parole w.e.f. 20.7.2018 to 13.8.2018 and has to surrender on 14.8.2018 at 4:00 PM.

Learned counsel for the petitioner has submitted that the petitioner is entitled to parole for 42 days for agricultural work. It is further submitted by him that the petitioner has 16 kanal (2 acre) agricultural land in

which rice crop has already been sown but some more work is yet to be done.

In support of his submissions, learned counsel for the petitioner has relied upon a decision of this Court rendered in CWP No.8832 of 2018 titled as *“Jasbir @ Jassu Vs. State of Haryana and others”* decided on 10.4.2018 in which this Court had granted extension on the ground that the power of extension is provided in Rule 6 of the Haryana Good Conduct Prisoners (Temporary Release) Rules, 2007 [for short ‘the Rules’] which says that no parole/furlough shall be extended in any case except as provided in the Act.

It is not explained in the petition as to how the agricultural work of the petitioner is not complete. It appears that it is only an excuse to remain out of jail for another 17 days in the name of agricultural parole. Therefore, I do not agree with the contention of the petitioner and thus, the present writ petition is hereby dismissed.

10.08.2018

Vivek

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking /reasoned : *Yes/No*

Whether Reportable : *Yes/No*