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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 20646 of 2018
Date of Decision: 30.08.2018

RAVINDER ..... *Petitioner*

V/s.

STATE OF HARYANA AND OTHERS ....*Respondents*

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.

Present: Mr. A.S. Trikha, Advocate
for the petitioner.

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RAKESH KUMAR JAIN, J. (Oral)

The petitioner is presently lodged in District Jail, Karnal, suffering life imprisonment, having been convicted on 07.09.2016 in a case registered vide FIR No. 196 dated 23.05.2014 under Sections 302, 201 and 34 of the Indian Penal Code under Sections 25, 54 and 59 of the Arms Act, 1959 at Police Station Sadar, Jind. He has applied for emergency parole for enabling him to get admission of his child, namely, Nancy in Nursery Class in New Bal Bharti Public Senior Secondary School, Raj Puram, Phoosgarh Road, Karnal.

The application of the petitioner was dismissed by the Divisional Commissioner, Karnal Division, Karnal vide order dated 27.06.2018 because it was reported to him that the petitioner's daughter has already been admitted in the said School. The petitioner himself has appended a certificate dated 06.07.2018 issued by the said School about the admission of his daughter Nancy, vide admission No. 106.

Learned counsel for the petitioner, however, has submitted that she has been given casual admission and has prayed for parole for a period of

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four weeks for making the arrangements of admission etc. and has referred to Rule 8 (1) of the Haryana Good Conduct Prisoner (Temporary Release) Rules, 2007 (for short 'the Rules') to contend that it is a sufficient reason in terms of Section 3(1)(d) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 (for short 'the Act').

I have heard learned counsel for the petitioner and after perusal of the record, am of the considered opinion that there is no merit in this petition because in the certificate dated 06.07.2018 issued by the School namely, New Bal Bharti Public Senior Secondary School, Karnal (appended as Annexure P-2), it is no where mentioned that the daughter of the petitioner has been admitted casually rather, it is specifically mentioned that her admission No. is 106. Thus, the reasons given by the petitioner that it was a casual admission and he requires emergency parole for the arrangement of the admission of his daughter is concocted and as such no error is found in the order dated 27.06.2018 passed by the Divisional Commissioner, Karnal Division, Karnal, dismissing the application of the petitioner and in view thereof, I do not find any merit in the present petition and the same is hereby dismissed.

August 30, 2018 **(RAKESH KUMAR JAIN)**
Ess Kay **JUDGE**

✓
Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No

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