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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
10/11/2018 15:15
I attest to the accuracy and
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CWP-28756-2018 (O/M)
Date of decision : 17.11.2018

Satyawan Petitioner (s)

Versus

State of Haryana and others Respondent (s)

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. R.S. Dhull, Advocate,
for petitioner.

Mr. Sandeep Vashisht, DAG Haryana.

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KULDIP SINGH, J. (ORAL)

Reply filed in Court today and same is taken on record.

Petitioner seeks quashing of order dated 8.11.2018 (Annexure-P-1), passed by Superintendent, District Jail, Rohtak, vide which his request for parole under Section 3 (1) (b) of Haryana Good Conduct Prisoners (Temporary Release), Act, 1988, to attend marriage of his sister's son was declined on the ground that he has not completed yet one year imprisonment and has not earned first annual good conduct remission after conviction in terms of Rule 4 (1) of Haryana Good Conduct Prisoners (Temporary Release) Rules, 2007.

The learned counsel for petitioner has relied upon a Division Bench authority of this Court in *Deepak Versus State of Haryana and another*, 2014 (4) RCR (Criminal), wherein similar case was also decided and petitioner in that case was released on parole of three weeks on his furnishing personal bonds, ignoring restriction of one year of imprisonment after conviction as restriction is imposed.

In view of above, order dated 8.11.2018 passed by respondent is hereby quashed. The marriage is stated to be fixed on 18.11.2018. Petition is allowed. Petitioner is ordered to be released on parole on his furnishing requisite personal bonds to the satisfaction of District Magistrate concerned for a period of one week starting from 18.11.2018 to 24.11.2018. After expiry of parole period, petitioner will surrender before jail authorities.

Copy of this order be given under signatures of Bench Secretary of this Court.

(KULDIP SINGH)
JUDGE

17.11.2018
sjks

Whether speaking order : Yes / No

Whether reportable : Yes / No