

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CWP-8832-2018

Date of Decision: April 10, 2018

Jasbir @ Jassu

.....Petitioner(s)

versus

State of Haryana and others

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

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

Mr. Naveen Sheoran, DAG, Haryana.

Sudhir Mittal, J. (Oral)

Reply by way of an affidavit of Sh. Anil Kumar, Deputy Superintendent, District Jail, Jhajjar, has been filed in Court and the same is taken on record.

The petitioner has been granted parole from 22.03.2018 to 15.04.2018. He is scheduled to surrender on 16.04.2018. He seeks extension of 17 days as the wheat crop is required to be harvested. It is submitted that a maximum of 42 days parole can be granted in one year and in view of the fact that the harvesting season is on and that the petitioner being a model prisoner has never violated any rules of the jail, it would be appropriate to extend his parole of 17 days.

Learned State counsel submits that as per Section 6 of **Haryana Good Conduct Prisoners, (Temporary Release) Act, 2007**, there is no provision for extension of parole/furlough. He draws my attention to the said provision reproduced in the reply.

On a perusal of the Rule 6, it is clear that no parole/furlough shall be extended in any case except as provided in the Act. No provision of the Act has been brought to my notice, which bars extension of parole even in case of a model prisoner.

Thus, I am not convinced by the argument raised on behalf of learned State counsel. I see no reason for not extending the parole of the petitioner especially when it is not stated in the reply that the reason for extension of parole is fictitious.

Accordingly, the petition is allowed and parole of the petitioner is extended by seventeen days i.e. up to 02.05.2018. The petitioner shall surrender on 03.05.2018 at 10:00 A.M.

April 10, 2018
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[SUDHIR MITTAL]
JUDGE

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