

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No. 9638 of 2018

Date of Decision: 24.04.2018

SHABI

.....Petitioner

V/S.

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present: Mr. Sunil Kumar Bajaj, Advocate,
for Mr. Sunil Kumar Nehra, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

RAKESH KUMAR JAIN, J. (Oral)

The petitioner, who is a life-convict and presently lodged in District Jail, Sirsa, has filed this petition invoking Section 3 (1) (a) of the Haryana Good Conduct Prisoners (Temporary Release), Act 1988 (hereinafter referred to as 'the Act') for grant of parole for two weeks to perform the last rites of his mother, Joginder Kaur, who is stated to be expired on 16.04.2018 and her Kirya Ceremony is scheduled to be held on 25.04.2018 at Village Musahibwala, District Sirsa.

Learned counsel for the respondents, on the asking of this Court, has verified about the factum of the death of Joginder Kaur (mother of the petitioner) and the date of the Kirya Ceremony.

The petitioner, before approaching this Court, made an application to the Superintendent, Jail, Sirsa and Director General of Police, Haryana for releasing him on parole but no order was passed on his application.

I have heard learned counsel for the parties and after taking into consideration the aforesaid facts and circumstances, am of the considered opinion that the petitioner can be released on parole as his mother has expired so that he may attend her last rites which are to be performed on 25.04.2018 at Village Musahibwala, District Sirsa.

Therefore, the present writ petition for parole is accepted and he is directed to be released immediately on parole for a period of two weeks which would be counted from the date of release, subject to furnishing of personal bonds to the satisfaction of District Magistrate, Sirsa. He is also directed to surrender to the Jail authorities on the date of completion of two weeks to suffer the remaining sentence.

Copy Dasti.

April 24, 2018

Ess Kay

**(RAKESH KUMAR JAIN)
JUDGE**

<i>Whether speaking / reasoned</i>	:	<i>Yes</i>	<i>/</i>	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	<i>/</i>	<i>No</i>