

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 10846 -2019(O&M)

Date of decision: 16.07.2019

Samunder Singh

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Ms.Sarla Chaudhary, Advocate for the petitioner
Mr.Sandeep Vashisht, DAG Haryana

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

It comes out that the previous CWP No.30471 of 2018 for parole was withdrawn by the petitioner on 29.1.2019. It is stated that after the withdrawal of the said petition, another order dated 29.3.2019 (Annexure P-3) has been passed. Perusal of order dated 29.3.2019 (Annexure P3) shows that the Divisional Commissioner, Rohtak has merely returned the parole case of the petitioner to Superintendent, District Jail, Rohtak on the ground that Election Commission has levied the Code of Conduct due to which parole/ furlough cannot be granted to the prisoners. It was further directed that after finishing of the Election Code of Conduct, parole case of the petitioner from the very beginning after recommendations by the District Magistrate may be again sent.

It being so, the present petition is disposed of with directions to

the Superintendent, District Jail, Rohtak to again submit the case of the petitioner for parole after completing all the formalities, on which, the Divisional Commissioner, Rohtak is directed to pass a fresh order on merits after considering facts and circumstances of the case within the time frame fixed by the instructions issued by the Government of Haryana.

16.07.2019*gk***(Kuldip Singh)
Judge**

Whether speaking/ reasoned:

Yes

Whether Reportable:

No