

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

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**CWP No. 12718 of 2019
Date of Decision : 20.5.2019**

Akshay Kumar

.....Petitioner

v.

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present : Mr. Prateek Rathee, Advocate, for the petitioner
Mr. Sandeep Vashisth, DAG, Haryana

KULDIP SINGH, J. (Oral)

The petitioner sought the emergency parole on account of death of his father, who expired on 4.5.2019. The petitioner also sought quashing of order dated 10.5.2019 (Anexure P-3), vide which the Superintendent of Prisons, District Jail, Jhajjar, declined the parole to the petitioner on the ground that he has not undergone one year of imprisonment after conviction and has not earned first good conduct remissions report.

The State has filed the reply, which shows that father of the petitioner had expired on 4.5.2019. The petitioner is currently undergoing imprisonment in a criminal case w.e.f. 28.2.2019.

However, considering the emergency i.e. the death of the father of the petitioner, the requirement of undergoing one year imprisonment is not considered mandatory. As such, the petitioner is ordered to be released on emergency parole for 2 weeks to enable him to attend the last rites ceremony of his father, after furnishing adequate security to the satisfaction of District Magistrate concerned, New Delhi, which is the permanent address of the petitioner.

The petition is accordingly allowed.

**(KULDIP SINGH)
JUDGE**

20.5.2019

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No