

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 16.09.2019****CWP No.24167 of 2019**

Ramesh Kumar

...Petitioner

Vs.

State of Haryana & another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Prateek Rathee, Advocate, for the petitioner.

Mr. Kapil Bansal, DAG, Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

1. The petitioner has approached this Court, when he was already on parole. He asked for extension of parole period to carry out the remainder of the agricultural operations and also for the reason that his wife is suffering from cystic lesion and requires medical attention.

2. Notice of motion was issued on 04.09.2019. When the matter came up on 09.09.2019, the following order was passed:

“A written request has been received from the Superintendent of Jail, Central Jail-I, Hisar to adjourn the case for two weeks so that a suitable and appropriate reply can be filed. Copy of the letter dated 07.09.2019 has been produced by law Officer which is retained on record.

Time is granted. However, in the facts and circumstances of this case, this Court deems it appropriate to accept the version of the petitioner that agricultural operations are still going on for plantation of mustard crop and the petitioner has the added woe of his wife who is suffering from cystic lesion which may border on malignancy and for this

medical attention is required. The petitioner is already on parole which is expiring on 10.09.2019.

In view of request of the State for time to file reply, period of parole is extended till the next date of hearing.

List on 16.09.2019.”

3. Today, Mr. Kapil Bansal has filed reply on behalf of the respondents, which is taken on record.

4. On the other hand, Mr. Rathee on instructions from his client submits that though the request in the petition is to extend the period of parole for three weeks, but now 07 more days would be sufficient for the petitioner to wrap up his agricultural operations and submits that the petitioner undertakes to surrender before the Jail Authorities on 24.09.2019 before 4.00 PM.

5. Having heard learned counsel for the parties and taking into consideration the nature of the request of the petitioner, which appears to be genuine, I am of the view that the parole period ought to have been extended by a further period of 07 days. Accordingly, the parole period granted to the petitioner is ordered to be extended till 24.09.2019 as per undertaking on usual terms and conditions imposed by the competent authority. The petitioner shall surrender himself before the Jail Authorities on that day before 4.00 PM.

6. Petition stands disposed of accordingly.

16.09.2019
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes
Yes/No