

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

CWP No.26820 of 2019 (O&M)
Date of Decision:18.11.2019

Lovepreet Singh @ Love

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr.Kamaldip Singh Sidhu, Advocate for the petitioner

Mr.Kapil Bansal, DAG, Haryana

Mr.Amandeep Singh, Advocate for respondents no.4 & 5

RAJIV NARAIN RAINA, J. (Oral)

1. This petition has been filed for grant of emergency parole for 10 days to enable the petitioner to perform his marriage with respondent no.5- Kiranjit Kaur as the parties have entered into compromise dated 16.9.2019 (Annex. P-3) and decided to solemnize the marriage of the petitioner with respondent no.5.

2. Short reply has been filed in Court today which is taken on record.

3. The petitioner has been convicted by the Addl. Sessions Judge, Kurukshetra to undergo imprisonment under Sections 384, 506 of the IPC and 6 of the POCSO Act.

4. With the reply, the statements of mother and father of respondent no.5-Kiranjit Kaur have been annexed as Annex. R3/T and R-4/T wherein it has been stated that at the time of commission of offence, their daughter, Kiranjit Kaur was 16 years old, but she is now 19 years of age. The

and father confirm that Kiranjit Kaur is set to marry the petitioner. They agree to the marriage. There is no pressure upon them for the family decision and there have been no monetary transactions with the parents of the petitioner. Similarly, the father of Kiranjit Kaur has also made a similar statement. The statements have been made without pressure from anyone. This Court accepts the statements of the parents to the proposed marriage of the petitioner with Kiranjit Kaur. Learned counsel for the petitioner states that the marriage date has not been fixed as it was dependent on the court granting emergency parole. Now after the parole is granted by this Court, the marriage date will be fixed and the same will be intimated to the concerned jail authority.

5. In view of the above, this petition is allowed. The petitioner is granted parole for a period of four weeks from the date of release of the petitioner to the satisfaction of the District Magistrate concerned who is further directed to impose such conditions as may be required to secure the presence of the petitioner in jail before the period of parole is over and done with. During the period of parole, the petitioner and Kiranjit Kaur are free to marry each other.

18.11.2019
MFK

(RAJIV NARAIN RAINA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No