

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH****Date of decision: 16.10.2019****CWP No.29779 of 2019**

Balwan

...Petitioner

Vs.

State of Haryana &amp; another

...Respondents

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

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

**RAJIV NARAIN RAINA, J. (ORAL)**

1. Earlier, the petitioner was granted emergency parole vide order dated 13.09.2019 passed by this Court in CWP No.23168 of 2019. Thereafter, he preferred CWP No.29078 of 2019, which was disposed of vide order dated 07.10.2019 extending the parole till today i.e. 16.10.2019.

2. By way of instant petition, the petitioner again prays for extension of period of parole on the ground that to remove blood clot in brain of petitioner's mother, a minor surgery was done on 10.10.2019 at Pt. B.D.Sharma Post Graduate Institute of Medical Sciences, Rohtak and she was discharged on 13.10.2019. While discharging, the Doctors advised that major surgery has to be performed on 22.10.2019 and the patient required round the clock observation by a family member. The petitioner's mother expected to be discharged after the operation, but still need care.

3. Mr. Rathee, learned counsel for the petitioner submits that the petitioner has never availed parole throughout incarceration to celebrate Diwali followed by Goverdhan Puja, which is a precious ceremony amongst Jaats of Haryana, with his family and such an opportunity is accidentally presented at this time.

4. Notice of motion.

5. On the asking of the Court, Mr. Kapil Bansal, DAG, Haryana, who is present in Court, accepts notice on behalf of the respondents and waives service on them. Mr. Rathee to supply requisite number of paper-books to Mr. Bansal during the course of the day.

6. Having heard learned counsel for the parties, filing of written statement is dispensed with in view of the nature of request on the face of medical record annexed with the petition and the impending operation of the petitioner's mother. The petitioner cannot only take care of his mother at the time of surgery, but also be with her during the Diwali festival followed by Goverdhan Puja. The request seems to be reasonable for the purpose of granting additional period of parole. Thus, the petitioner would continue with the benefit of parole which is expiring today for a further period of 02 weeks.

7. In view thereof, while allowing the instant petition, the parole period granted to the petitioner till today is ordered to be extended by 02 weeks on usual terms and conditions imposed by the competent authority. The petitioner shall surrender himself before the Jail Authorities on 30.10.2019 before 4.00 PM.

8. Petition stands allowed accordingly.

9. A copy of the order be given to Mr. Rathee under the signatures of the Bench Secretary.

**16.10.2019**  
Vimal

**[RAJIV NARAIN RAINA]**  
**JUDGE**

*Whether speaking/reasoned:*  
*Whether Reportable:*

*Yes*  
*Yes/No*