

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

**CWP No. 30012 of 2019
Date of Decision: 14.11.2019**

Ramesh Kumar

...Petitioner

Vs.

State of Haryana and others

...Respondents

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

Present: Mr. Sanjeev Majra, Advocate
for the petitioner.

Mr. Kapil Bansal, DAG Haryana.

RAJIV NARAIN RAINA, J. (Oral)

The petitioner has availed parole/furlough 19 times during his jail sentence (some of them before 2007). He was on bail for 16 years when his sentence had been suspended by this Court. The final order has upheld the conviction and ordered him to surrender in jail. He has been in jail since 2015.

The petitioner has prayed for parole or furlough. The Commissioner had declined the furlough to the petitioner citing the Election Modal Code of Conduct for the Assembly elections 2019 and have no other reason.

The petitioner says that his wife is suffering from kidney stone ailment for which she would need hospitalization. He has prayed for parole/furlough to be with her during the treatment. I have considered

the prayer and have heard learned State counsel in opposition to the prayer and I am of the view that this appears to be a case for grant of furlough to the petitioner for 03 weeks.

In view of the above, the petition is allowed. The petitioner is granted parole for three weeks from the date of release to the satisfaction of the District Magistrate concerned, who is further directed to impose such conditions as may be required in the Jail Manual toward the ends of securing the presence of the petitioner in jail after the period of furlough, is over and done with and the temporary release is not misused.

(RAJIV NARAIN RAINA)
JUDGE

14.11.2019

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Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*