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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
10/1/2019 16:58
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CWP-40298-2018 (O/M)
Date of decision : 11.1.2019

Ranbir Singh

..... Petitioner (s)

Versus

State of Haryana and another

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Ms. Santosh, Advocate,
for petitioner.

Mr. Sandeep Vashisht, DAG Haryana.

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KULDIP SINGH, J. (ORAL)

Petitioner seeks emergency parole under Section 3 (1) (c) of Haryana Good Conduct Prisoner (Temporary Release) Act, 1988, for four weeks on account of marriage of his daughter which is stated to be fixed for 19.1.2019, at Anmol Garden, Indri Road, Ladwa, Kurukshetra.

The learned State counsel has filed reply on behalf of respondents in Court today and same is taken on record. It is stated in reply that petitioner was convicted on 27.11.2018 by learned Additional Sessions Judge, Kurukshetra and that under Haryana Good Conduct Prisoner (Temporary Release) Act, 2007, petitioner is not entitled to parole until he completes one year of imprisonment after conviction.

I have heard learned counsel for parties and have also carefully gone through file.

The learned counsel for petitioner has contended that marriage of daughter of petitioner is fixed for 19.1.2019 and presence of petitioner is required.

Considering the fact that petitioner is not entitled to parole, however, in order to attend the marriage, he can be taken in police custody at the time of marriage, so that he is able to perform certain customary rites and ceremonies of a father.

As such, petition is allowed to the extent that petitioner shall be taken in police custody at Anmol Garden, Indri Road, Ladwa, Kurukshetra, on 19.1.2019 at 10:00 AM, to attend the marriage ceremonies of his daughter and shall be brought back at 5:00 PM on same day, after making proper security arrangements.

Respondents to comply with.

(KULDIP SINGH)
JUDGE

11.1.2019
sjks

Whether speaking order : Yes / No

Whether reportable : Yes / No