

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

CRWP No.2369-2019 (O&M)

Date of Decision: December 30, 2019

Ishwinder Singh

... Petitioner

Versus

State of U.T. Chandigarh and others

... Respondents

CORAM : Hon'ble Mr. Justice Jasgurpreet Singh Puri

Present : Mr. H.S. Jaswal, Advocate
for the petitioner.

Mr. Rajiv Sharma, Addl. P.P., U.T., Chandigarh.

JASGURPREET SINGH PURI, J.(Oral)

Reply has been filed by respondent No.1 in the court today. The same is taken on record. It has been stated in the reply that the petition is not maintainable as the petitioner has not submitted any application to the competent authority for the grant of extension of parole or a fresh parole.

Learned counsel for the petitioner has submitted that the petitioner has already availed parole for eight weeks in the calendar year of 2019 and is entitled for four weeks thereafter in view of the amended provisions of Punjab Good Conduct Prisoners (Temporary Release) Act 1962. He has further contended that parole was granted on the ground of pregnancy of his wife who is expected to deliver around 05.01.2020. So therefore, he prays that in view of urgency, the present petition may be disposed of.

submitted that since the petitioner has not even requested or filed any application/representation in this regard, the same could not decided by the Competent Authority.

After hearing the learned counsel for the parties, I am of the considered that view of the urgency of the matter, the petitioner is at liberty to move an application before the Competent Authority-respondent No.3.

At this stage, learned counsel for the petitioner states that such an application will be moved either today or tomorrow before the Competent Authority. It is therefore, directed that in case the application is filed, then respondent No.1 shall dispose of the application within a period of two days from the receipt of copy of the application in accordance with law and keeping in view the amended provisions of the Act.

The present petition stands disposed of accordingly.

(JASGURPREET SINGH PURI)
JUDGE

December 30, 2019
Parveen Sharma

Whether reasoned/speaking	Yes/No
Whether reportable	Yes/No