

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-737-2020

Date of Decision: 03.02.2020

Inderjeet @ Churi

.. Petitioner

Vs.

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Veenus Malik, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

...

Manoj Bajaj, J.

Convict Inderjeet @ Churi has filed this writ petition to challenge the order dated 10.01.2020 (Annexure P-1) passed by respondent No.4-Superintendent, District Jail, Gurugram, whereby his application for grant of parole for four weeks to enable him to attend the marriage of his brothers, was declined. Further, the prayer has been made for issuance of writ in the nature of Mandamus to release the petitioner on parole for four weeks for the above purpose, as in this regard, a representation dated 19.12.2019 (Annexure P-2) on behalf of the mother of the petitioner is also pending.

On 22.01.2020, notice of motion in the petition was issued and the learned State counsel had sought time to file response. Pursuant to the said order, a reply by way of affidavit of Jai Kishan Chhillar, Superintendent, District Jail, Gurugram on behalf of respondent Nos.1 to 6 has been filed in the Court. A copy of the same has been handed over to the learned counsel for the petitioner.

Learned counsel for the petitioner has pointed out that during the pendency of the petition, an application was submitted by the petitioner on 29.01.2020 requesting the competent authority to send him under police escort for attending the marriage of his brothers. She has pointed out that the said application has been favourably considered. She has invited the attention of the Court to the said part in the reply, which reads as under:

“that, in this regard, this is to submit before the Hon'ble High Court that the petitioner has submitted an application in this office on 29.01.2020 for sending him in under an armed police escort for attending the marriage of his brothers (Annexure R-6) and the petitioner will be accordingly sent under an armed police escort for attending the marriage of his brothers as per the provisions contained in para 2 of Haryana Good Conduct Prisoners (Temporary Release) Amendment Act, 2014 (Annexure R-5), therefore, it is humbly submitted before the Hon'ble High Court that the instant writ petition may please be dismissed in the interest of justice please.”

In view of the stand of the respondents, learned counsel for the petitioner submits that nothing survives for adjudication in the present petition.

In view of the above, petition is disposed off as infructuous. However, respondent No.4-Superintendent, District Jail, Gurugram is directed to make the necessary arrangement to allow the petitioner to attend the marriage of his brothers.

A copy of this order be given to learned counsel for the

petitioner under the signatures of Bench Secretary of this Court.

03.02.2020
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No