

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

201

CRWP No.1011 of 2020
Decided on 09.10.2020

Manoj Kumar

.....Petitioners

VERSUS

State of Haryana and Others

.....Respondents

**CORAM : HON'BLE MR. JUSTICE AJAY TEWARI
HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

PRESENT: Mr.Ajay Kumar, Advocate, for the petitioners.

Mr.Sandeep Mann, Addl.A.G.Haryana.

AJAY TEWARI, J. (ORAL)

This petition has been filed for directing the respondents to release the petitioner on Furlough.

It is stated that petitioner has been in custody for the last more than 5 years and he is not involved in any jail offence. His prayer for Furlough has been rejected on the ground that he is unmarried, his father is dead, he has one married sister and only his mother is alive and it seems therefore that he does not have a family. It is further stated that as per report of Superintendent of Police, Kaithal, there is an apprehension that petitioner may commit crime and apprehension of being absent. It is hard to stomach the argument that mother is not part of a family. Further the other reasons are also not germane.

In these circumstances, the impugned order is set aside and the respondents have directed to pass a fresh order in accordance with law within two weeks from the date of receipt of this order.

**(AJAY TEWARI)
JUDGE**

**(RAJESH BHARDWAJ)
JUDGE**

09.10.2020

anil

Whether speaking/reasoned Yes/No

Whether reportable Yes/No