

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

101

CRWP-3056-2020

Date of Decision: 15.5.2020

Ravi Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM:- HON'BLE MR. JUSTICE RAJAN GUPTA.
HON'BLE MR. JUSTICE KARAMJIT SINGH.**

PRESENT: Mr. Pardhuman Garg, Advocate for the petitioner.

Mr. Ankur Mittal, Additional Advocate General, Haryana.

RAJAN GUPTA, J. (Oral)

Case has been heard through Video Conferencing in view of COVID-19 Pandemic.

This is a petition under Article 226 of Constitution of India seeking a writ in the nature of mandamus to direct the State authorities to comply with order dated 6.4.2020 (Annexure P-1) passed by the Divisional Commissioner, Hisar.

At the outset, it has been submitted that the petitioner was granted special parole in view of the decision taken by the High Powered Committee pursuant to directions given by Hon'ble Supreme Court in Writ Petition (Civil) No.1 of 2020 on 24.3.2020. While stand of the petitioner is that despite the order, he has not been released on parole.

According to learned State counsel, after being released on parole from jail, the petitioner committed certain other offences.

We do not intend to express any opinion on merits. However, we feel that interest of justice would be met if the matter is remitted to the same authority for decision afresh after considering the pleas of both the parties. They shall be at liberty to sent their written submissions to the said authority by e-mail, fax or any other electronic means in view of prevailing COVID-19 situation. The said authority shall consider all the pleas and pass a fresh order within three weeks. While passing such order, he shall take into consideration all the facts and the circumstances and the order passed earlier on 6.4.2020 shall not stand in his way.

Petition is accordingly disposed of.

(RAJAN GUPTA)
JUDGE

May 15, 2020
gbs

(KARAMJIT SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No