

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

CWP No.12385 of 2020 (O&M)

Date of decision: 21.08.2020

Deedar Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. DPS Bajwa, Advocate for the petitioner.

H.S. MADAAN, J. (Oral)

Case taken up through video conferencing.

Petitioner Deedar Singh, a convict in a case registered vide FIR No.32 dated 09.01.2003 for an offence under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act') registered with Police Station Rattia, District Fatehabad, undergoing sentence of imprisonment of 12 years, has approached this Court by way of filing the instant writ petition, craving for issuance of a direction to respondents No.1 to 3 i.e. State of Haryana through Chief Secretary, Director General of Prisons, Panchkula and Superintendent of Jail, District Jail, Sirsa respectively to treat the period spent by the petitioner on special parole from 08.04.2020 in lieu of COVID-19 pandemic as the period undergone in custody, submitting that the petitioner has already completed the sentence of around 08 years and period of special parole is causing undue hardship to him. According to him, he had submitted

written representations Annexure P-5 to respondent No.3-Superintendent of Jail, District Jail, Sirsa, Annexure P-6 to respondent No.4-Deputy Commissioner, Fatehabad and Annexure P-7 to respondent No.2-Director General of Prisons, Panchkula, Haryana in that regard, but no action has been taken thereon.

Notice of motion.

Mr. Rajiv Sidhu, DAG, Haryana, accepts notice on behalf of the respondent-State.

Learned counsel for the petitioner contends that the petitioner would be satisfied if a direction is issued to the official respondents to dispose of the representations within a fixed time frame.

Learned State counsel has contended that the official respondents would do the needful as per direction issued by this Court.

Under the circumstances, the present writ petition is disposed of, directing the respondents to consider the representations of the petitioner within a period of 06 weeks from today, by passing a speaking order.

It is clarified that the writ petition is not being decided on merits and the petitioner may take recourse to legal remedy in accordance with law, in case, he feels aggrieved by the orders passed on his representations by the official respondents.

21.08.2020

sumit.k

(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No