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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-9304-2020
Date of Decision: 26.11.2020

Rajinder

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Dr. Bandana Trikha, Advocate,
for the petitioner.

Ms. Safia Gupta, AAG, Haryana,
for the respondents.

SUDIP AHLUWALIA, J. (ORAL)

[1]. Seen reply filed on behalf of the State by way of Affidavit of
Superintendent of Prison, Karnal.

In Para No.9 of the same, it has been mentioned that:

“9. That the S.H.O. Nissing was requested to get verified the facts relating to the health condition of the wife of the petitioner and the SHO Nissing vide his report dated 16.11.2020 has verified that the health condition of the petitioner is not good and S.H.O. Nissing has no objection in granting the Parole release to the petitioner/convict Rajender S/o Mamu Ram. Translation in English of the Report dated 16.11.2020 submitted by the SHO Nissing in regard to above in attached as Annexure R-1.

It is respectfully prayed that in the light of the facts stated herein above and merits of the case the Hon'ble Court may taken an appropriate decision as deemed fit.”

[2]. In this view of the matter, since admittedly the health condition of the petitioner's wife is found to be not good and she has been advised to undergo *Hysterectomy*, on purely humanitarian grounds, the Petitioner's prayer for releasing him on parole, on account of the medical exigency concerning his wife, is allowed. He is permitted to be released on bail/parole for a period of 4 weeks only to enable him to make appropriate arrangements for surgery of his wife, subject to imposition of appropriate terms and conditions which are left to the discretion of respondent No.2, who may call for any responsible person of the same District as a surety for adequate security amount. After completion of the Parole period, which will be exactly 4 weeks from the date of his actual release, the petitioner shall surrender again before the Jail Authorities, concerned.

26.11.2020

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No