

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

Crl. WP 1476 of 2019 (O&M)
Date of decision: 31.1.2020

Vikas

...Petitioner

Versus

The State of Haryana and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Susheel Gautam, Advocate,
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed under Article 227 of the Constitution of India seeking a direction to respondent No.2 to grant furlough for three weeks in view of Section 4 (1) (a) of the Haryana Good Conduct Prisoners, Temporary Release Act, 1988.

The petitioner stands convicted and sentenced for 10 years imprisonment under Section 452/506 IPC and Section 4 of POCSO Act, 2012. It is submitted that the petitioner has already undergone more than 3 years imprisonment. It is submitted that earlier also the petitioner was granted parole and he returned the jail well within time given to him. It is further submitted that the petitioner's conduct in the jail has been very good throughout and he has old aged parents, grand-mother and uncle in the family to look after, therefore, he wants parole for three weeks to meet his

old parents and grand mother.

Reply has been filed on behalf of the respondent—State. The averment that the conduct of the petitioner has been very good is not disputed. It is also not disputed that earlier also he availed parole for repair of his house and returned the jail within the prescribed time.

Keeping in view all the facts and circumstances, this petition is allowed, as there is nothing on record to show that the petitioner had ever misused the parole allowed to him. The impugned order dated 17.9.2020 is set aside and the petitioner be allowed the parole for 03 weeks, in the month of February on the dates to be fixed by respondent No.2, after completing all the required formalities.

31.1.2020
prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No