

CRWP-1402-2019

Date of Decision: 17.01.2020

Ram Narayan

... Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM : HON'BLE MR. JUSTICE JITENDRA CHAUHAN
HON'BLE MRS. JUSTICE ARCHANA PURI**Present : Mr. Ajay Kumar, Advocate
for the petitioner.

Mr. Sukhdeep Parmar, D.A.G., Haryana.

JITENDRA CHAUHAN.J.(ORAL)

This petition under Articles 226/227 of the Constitution of India for setting aside the impugned order dated 12.09.2019 (Annexure P-1) passed by respondent No.3, vide which the application of the petitioner, for grant of agriculture parole has been rejected on the ground that there is apprehension of breach of peace; he can commit serious crime as he is of criminal nature and possibility of his non-attendance cannot be ruled out.

The petitioner is undergoing imprisonment for life in case FIR No.107 dated 13.06.2015 registered under Sections 302, 326, 324, 323, and 341 IPC read with Section 34 IPC at Police Station Kalayat, District Kaithal.

Heard.

This is to be noticed that the petitioner has not misused the concession of parole earlier granted to him. There is no concrete evidence which can be made basis for the apprehension of the Jail authorities that the

release of the petitioner is likely to endanger the security of the State or the maintenance of public order or cause reasonable apprehension of breach of peace.

In the circumstances, the present petition is allowed and the petitioner is granted parole for six weeks subject to furnishing surety bonds to the satisfaction of the Duty Magistrate, concerned. The petitioner shall surrender before the jail authorities on the date and time to be noticed by the releasing Court/ Duty Magistrate.

(JITENDRA CHAUHAN)
JUDGE

(ARCHANA PURI)
JUDGE

17.01.2020

ps-I

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No