

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

227

CRWP-1551-2019
Date of Decision : 8.1.2020

Rakesh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI
: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Ms. Sarla Chaudhary, Advocate
for the petitioner.

Mr. Vikrant Pamboo, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed for grant of agriculture parole for six weeks to the petitioner by setting aside the rejection report Annexure P-1 dated 8.11.2019.

Learned counsel for the petitioner has argued that the reason given in the impugned order is that there is apprehension of breach of peace but the fact of the matter is that even in the year 2018, the petitioner was released on agriculture parole and he surrendered on the conclusion of his parole and no untoward incident has taken place during that period.

Learned Deputy Advocate General is not in a position to deny this fact.

In these circumstances, we see no good reason to deny the petitioner the benefit of agriculture parole for six weeks. Consequently,

the petition stands allowed and the petitioner is directed to be released on parole for a period of six months for the purpose of agriculture subject to satisfaction of the jail authorities. On the expiry of period of parole of six months, the petitioner is directed to surrender before the jail authorities. However, the parole shall be subject to the following terms and conditions :-

- (i) The petitioner shall furnish a telephone number to the Jail Superintendent on which he can be contacted, if required. After his release, he shall also inform his telephone number to the SHO of the police station concerned.
- (ii) The petitioner shall keep away from the area around the residence of the victim and his/her family members.
- (iii) Immediately upon the expiry of period of parole, the petitioner shall surrender himself before the Jail Superintendent.
- (iv) The period of parole shall be counted from the date after the date when the petitioner is released from jail.

Since the main case has been allowed, the pending application if any also stands disposed of.

(AJAY TEWARI)
JUDGE

(AVNEESH JHINGAN)
JUDGE

8.1.2020
anuradha

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No