

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

CRWP-2491-2019  
Date of decision: 27.1.2020

Satpal Singh ...Petitioner  
Versus  
State of Haryana and others ...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN  
HON'BLE MRS. JUSTICE ALKA SARIN**

Present: Ms.Santosh Bhardwaj, Advocate for the petitioner

Mr.Sukhdeep Parmar, DAG, Haryana

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**JITENDRA CHAUHAN, J.**

This petition under Articles 226/227 of the Constitution of India read with Section 4 of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 has been filed for issuance of direction to the respondents to release the petitioner on furlough for a period of three weeks to look after his wife, who is seriously ill and also to meet his children.

Reply has already been filed by the State. As per the reply, the petitioner is undergoing life imprisonment in case FIR No.368 dated 18.4.2015 registered under Sections 302, 201, 216 read with Section 34 IPC at Police Station Chandnibagh, Panipat.

Learned counsel for the petitioner submits that on the basis of the report dated 25.9.2019 of SDM, Panipat, District Collector, Panipat vide his letter dated 31.10.2019 has recommended the case of the petitioner for grant of furlough but the Divisional Commissioner, Karnal, Division Karnal

rejected his case without any valid ground. The counsel for the petitioner has produced the photocopy of the medical card and the medical reports of the wife of the petitioner, which are taken on record as Mark 'A'. She submits that the wife of the petitioner has to undergo Hysterectomy and for that she would require hospitalization. It is further submitted that the children are school going, there is nobody to look after her during hospitalization and follow up treatment.

Learned counsel for the State submits that Divisional Commissioner, Karnal, Division Karnal has rightly rejected the case of the petitioner on the ground that after availing the parole regarding admission of his children, the petitioner had surrendered back on 8.8.2019 and it is not in public interest to release him again on furlough. However, he fairly concedes that the petitioner never misused the parole earlier granted to him.

Heard.

It is to be noticed that the petitioner has not misused the concession of parole earlier granted to him. District Collector has also recommended his case for grant of furlough. The Divisional Commissioner, Karnal, Division Karnal has passed the impugned order in a mechanical manner without appreciating the report dated 31.10.2019 of District Collector, Panipat. Moreover, perusal of the medical record reveals that the wife of the petitioner has been advised to undergo Hysterectomy and there is nobody in the family to look after her during hospitalization.

In the circumstances, the present petition is allowed and the petitioner is granted furlough for three weeks subject to his furnishing

bonds with two local sureties to the satisfaction of the Duty Magistrate. The petitioner shall surrender before the jail authorities on the date and time to be notified by the releasing Court/ Duty Magistrate.

**[JITENDRA CHAUHAN]**  
**JUDGE**

**[ALKA SARIN]**  
**JUDGE**

27.1.2020  
gsv

|                                     |                 |
|-------------------------------------|-----------------|
| <b>Whether speaking / reasoned?</b> | <b>Yes / No</b> |
| <b>Whether reportable?</b>          | <b>Yes / No</b> |