

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

219

CRWP-892-2021

Date of Decision: 10.02.2021

Sri Bhagwan

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Hoshier Singh Jaswal, Advocate, for the petitioner.

Mr. Bhupender Singh, D.A.G., Haryana.

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HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Petitioner has filed this petition under Article 226 of the Constitution of India, praying for grant of parole to the petitioner under the provisions of Section 3 (1) (b) of the Haryana Good Conduct Prisoner's (Temporary Release) Act, 1988 (for short "the Act"), for performing the marriage of his only daughter, scheduled to be fixed for 14.02.2021.

Learned counsel for the petitioner has argued that the marriage of daughter of petitioner, namely, Pooja is to be solemnized with Parveen S/o Sajjan Pal, resident of Shastri Colony, Sonapat on 14.02.2021 and Pooja being the only daughter, the presence of petitioner is required to perform the marriage rituals as per Hindu rites and ceremonies. He refers to the marriage invitation card (Annexure P-1).

Learned State counsel has not disputed the marriage. However, he submits that the petitioner was earlier granted parole on 4 different occasions but he absconded from parole on 2 occasions. In 2002, he absconded for 09 days and similarly when he was released on parole on

25.8.2011, he remain absconded for 2 years, 03 months and 24 days. In both the cases, the petitioner has not surrendered before the jail authorities and he was rather arrested in other FIRs, registered against him. The enquiry as regards the marriage of Pooja has been made by the respondents and as per report dated 30.01.2021 received from SHO Police Station City, Sonapat, the marriage of only daughter of the petitioner is fixed for 14.02.2021. The police has raised their objection for the release of the petitioner as there are other members in the family of the petitioner, who can perform marriage rituals. Thus, prayer of the petitioner made in this petition has been opposed.

Heard learned counsel for the parties.

No doubt at two different occasions, the petitioner had not surrendered to the jail authorities after having been released on parole, but noticing the fact that only daughter of the petitioner is getting married on 14.02.2021 and being father, his presence is required to perform certain marriage rituals, the petitioner is granted four weeks' parole, in terms of Section 3 (2) (b) of the aforesaid Act, however, subject to furnishing adequate bail bonds/surety bonds to the satisfaction of concerned District Magistrate.

On completion of the aforesaid period of parole, the petitioner shall surrender before the jail authorities, without any further delay.

The present petition stands disposed of accordingly.

**February 10, 2021**  
seema

**(HARI PAL VERMA)**  
**JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No