

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

Sr. No.204

CRWP-3817-2021 (O&M)

Date of Decision: 17.09.2021

SARWAN ALIAS PHOTU

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE ARCHANA PURI**

Present: Mr. Sudhir Hooda, Advocate
for the petitioner.

(Through video conference)

RITU BAHRI, J.

The present petition has been filed by the petitioner under Article 226 of the Constitution of India read with Section 3(1) (b) & (d) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1962, for issuance of a writ in the nature of mandamus for extension of parole granted to him in view of the disease Corona Virus (COVID-19).

Notice of motion.

Mr. Ankur Mittal, Addl. A.G., Haryana, assisted by Mr. Saurabh Mago, Asst. A.G., Haryana, accepts notice on behalf of respondent-State.

Learned State counsel has filed custody certificate dated 14.09.2021 and order dated 02.09.2021 of the High Powered Committee, hard copy whereof are taken on record.

Learned State Counsel states that the High Powered Committee has decided to initiate the return of all the convicts to their respective jails, who were released on special parole in view of second wave of COVID-19. The re-admission process will take place from 19.09.2021 onwards in 4 staggered phases. Under first three phases i.e. 19.09.2021, 26.09.2021 and 03.10.2021, the convicts who are involved in offences having imprisonment of more than 7 years shall surrender before the Jail Authorities and the convicts having imprisonment of up to 7 years, shall surrender before the Jail Authorities in the fourth phase i.e., on 10.10.2021.

As per the custody certificate, the petitioner is on parole and has to surrender back before the jail Authorities on 19.09.2021. The petitioner has been convicted under Section 302 IPC for life and is seeking extension of parole in view of Covid-19 pandemic.

Keeping in view the decision taken by the High Powered Committee on 02.09.2021, no further directions are required to be passed in this petition.

Accordingly, the present petition is hereby dismissed.

(RITU BAHRI)
JUDGE

(ARCHANA PURI)
JUDGE

17.09.2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No