

CRWP-5379-2021

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

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Date of decision: 29.06.2021

Sohail

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Amandeep Chhabra, Advocate,
for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The present criminal writ petition has been filed under Article 226 of the Constitution for issuance of a writ in the nature of mandamus directing the respondents to release the petitioner on parole for a period of three months, for getting his mother treated.

Learned counsel for the petitioner submits that vide judgment of conviction dated 19.04.2017 and order of sentence dated 25.04.2017 passed by the learned Additional Sessions Judge, Gurugram, in FIR No.176 dated 12.06.2015, under Sections 392, 397 and 34 IPC and Section 25 of the Arms Act, Police Station Sector 55-56 Gurugram, the petitioner was convicted and sentenced to undergo rigorous imprisonment for a period of seven years. Being dissatisfied with the said judgment, the petitioner preferred an appeal, bearing No.CRA-S-4452-SB-2017, before this Court, which is pending adjudication. Out of the aforesaid sentence awarded to

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him, the petitioner has already undergone an actual sentence of 05-year. The petitioner has already made an application/representation dated 01.05.2021 (Annexure P-1) to respondent No.4-Superintendent, District Jail, Gurugram, for redressal of his grievance, but the same has not been decided so far.

At this stage, learned counsel for the petitioner submits that he would be satisfied, if the application/representation dated 01.05.2021 (Annexure P-1) given by the petitioner, is decided by respondent No.4-Superintendent, District Jail, Gurugram, within a stipulated period.

Notice of motion.

On the asking of this Court, Mr. Ashok Singh Chaudhary, Addl. A. G. Haryana, accepts notice on behalf of the respondents.

In view of the aforesaid prayer made by the learned counsel for the petitioner during the course of hearing, the present petition is disposed of with a direction to respondent No.4-Superintendent, District Jail, Gurugram, to decide the application/representation dated 01.05.2021 (Annexure P-1) moved by the petitioner within one month from the date of receipt of copy of this order, in accordance with the provisions contained in the Haryana Good Conduct Prisoners (Temporary Release) Amendment Act, 2012.

29.06.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No