

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-6312-2021

Date of Decision: 05.08.2021

Manoj Kumar

....Petitioner(s)

Versus

State of Haryana and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Ajay Kumar, Advocate, for the petitioner.

Mr. Naveen Singh Panwar, DAG, Haryana.

Through Video Conferencing

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed seeking exemption to the petitioner for marking presence on weekly basis at local police station in District Kaithal in view of the fact that the petitioner has an agricultural land at Village Muhasa, Tehsil Babai, District Hoshangabad, Madhya Pradesh.

Notice of motion was issued in this case on 12.07.2021 and the status report was called for.

A reply has been filed by the District Magistrate, Kaithal on behalf of Respondent Nos.1 to 5 which is taken on record.

As per the reply it has been stated that the petitioner was

released on parole in view of decision taken by High Power Committee in its meeting held on 11.05.2021 for effective implementation of the directions issued by the Hon'ble Supreme Court on 23.03.2021. As per the affidavit the petitioner was released on special parole subject to the conditions which have been mentioned in Annexure R-1 which is an order issued by Divisional Commissioner, Karnal, Division Karnal and as per condition No.1 the petitioner during the period of his temporary release, shall remain in door at his house and shall not come out of the house without obtaining prior permission of District Magistrate during the said period. Furthermore, as per condition No.6 the Superintendent of Police shall ensure to keep close watch on the activities of the petitioner during the period of parole.

The case of the learned counsel for the petitioner is that he is made to weekly visit to the police station. However, no such order has been produced in this Court. On the other hand, as per the condition of special parole, it is the duty of the Superintendent of Police to ensure keep close watch on the activities of the convict and, therefore, the prayer of the petitioner to go to Madhya Pradesh is totally unsustainable in view of the decision taken by the High Power Committee Annexure R-1.

Consequently, the present petition is hereby dismissed.

05.08.2021

rakesh

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking	:	Yes/No
Whether reportable	:	Yes/No