

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

CRWP-10752-2020 (O&M)
Date of decision: 14.1.2021

Irshad

... Petitioner (s)

Versus

State of Haryana and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA
HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. Afzal Hussain, Advocate,
for the petitioner (s).

Mr. Ankur Mittal, Addl. AG, Haryana.

RAJAN GUPTA, J. (Oral)

Case has been heard through video conferencing on account of
COVID-19 Pandemic.

Reply on behalf of the State has been filed. Para.2 thereof
reads as under : -

“2. That in compliance of the Hon'ble High Court order dated 06.01.2021, a letter No.193 dated 06.01.2021 was written to the Medical Superintendent, Shaheed Hasan Khan Mewati, Government Medical College Nalhar (Nuh), Haryana to submit his detailed report on the query raised on 06.01.2021 by this Hon'ble High Court during the course of hearing. The report regarding query raised has been submitted by the Medical Superintendent, Shaheed Hasan Khan Mewati, Government Medical College Nalhar (Nuh), Haryana in which it has been reported that Mrs. Afsana 33 years female resident of Gohpur Hathin, Palwal is suffering from gallbladder stone (Cholelithiasis) and requires Laproscopic/Open

Cholecystectomy and was given tentative date of admission of 05.01.2021 but patient did not reported to OPD. This report is annexed as Annexure R-1.”

Learned State counsel submits that the petitioner cannot be granted parole being hardcore prisoner. However, counsel for the petitioner submits that co-convicts were granted this concession and copy of the orders passed are available with him.

A perusal of the paperbook reveals that the petitioner has not approached the competent authority for grant of parole. We, thus, relegate him to avail the said remedy. Superintendent Jail shall forward his case to the competent authority within a week. Decision on the question for grant of parole shall be taken up by the authority within a week thereafter. He shall take into consideration all the facts and circumstances of the case as well as orders, if any, passed in the case of co-convicts.

Disposed of.

(RAJAN GUPTA)
JUDGE

(KARAMJIT SINGH)
JUDGE

January 14, 2021

Paritosh Kumar

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