

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

207

Criminal Writ Petition No.2050 of 2022
Date of Decision: April 4th, 2022

Sataywan

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Ms. Harshita Kalra, Advocate
for Mr. Ishant Khangwal, Advocate
for the petitioner.

Ms. Tanisha Peshawaria, Deputy Advocate General, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

In pursuance to the notice issued by this Court, reply has been filed by the respondents by way of affidavit dated 01.04.2022 of the Deputy Superintendent, District Jail, Rohtak. What has been stated therein is that after the application was submitted by the petitioner for temporary release on parole for the purpose of admission of the children, his parole case has been initiated vide letter dated 25.03.2022 and sent to the District Magistrate, Rohtak, and Commissioner, Rohtak Division, Rohtak, respectively. As regards the claim of the petitioner with regard to the grant of agricultural parole, it has been asserted that there are other family members to take care of the same.

2. Perusal of the reply would further indicate that there is wife, one son and one daughter in his family and obviously if these are the three members, with children being school going, the stand of the respondents does not appear to be correct and justified. The claim of the petitioner for the grant of agricultural parole also requires to be re-considered.

3. The District Magistrate, Rohtak, and the Commissioner, Rohtak Division, Rohtak, are directed to consider and decide the claim of the petitioner within a period of ten days from today with regard to the claim of agricultural parole and the admission of the children.

4. It goes without saying that in case the claim of the petitioner is to be rejected, a speaking order will have to be passed by the authorities justifying their such decision.

5. The petition stands disposed of accordingly.

(AUGUSTINE GEORGE MASIH)
JUDGE

April 4th, 2022
Puneet

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No