

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

(PROCEEDINGS THROUGH V.C.)

102

CRWP No.2079 of 2022

Date of Decision: March 10th, 2022

Kismat Ali

...Petitioner

Versus

The State of U.T. Chandigarh and others

...Respondents

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

Present: Mr. Hoshiar Singh Jaswal, Advocate
for the petitioner.

Mr. Sumit Jain, APP, U.T. Chandigarh.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Prayer in this petition is for grant of emergency parole to the petitioner under the provisions of Section 3 (1) (d) of the Punjab Good Conduct Prisoners (Temporary Release) Act, 1962 (hereinafter referred to as the 'Act'), to participate in the marriage of his real sister scheduled for 20.03.2022.

Counsel for the petitioner, when confronted with the provisions of Section 3 of the Act, which deals with the temporary release of prisoners on certain grounds, where clause (b) talks about marriage of the prisoner's son or daughter to be celebrated, he has taken shelter of clause (d), which shows that it is desirable to do so for any sufficient cause.

In the present case, it is not the case of the petitioner that there is no other person to take care or make arrangements for the marriage of the sister. We do not find this case to be such which would fall within the provisions of clause (d) of Section 3 of the Act. In the given facts and

circumstances as also keeping in view the fact that the petitioner is not entitled to the grant of parole, we dismiss the present writ petition.

(AUGUSTINE GEORGE MASIH)
JUDGE

March 10th, 2022
Puneet

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No