

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

CRWP-2557-2022

Date of decision: 22.03.2022

Manoj

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ritesh Tomar, 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 read with Section 3(1) (b) and Section 5(a) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 (for brevity, 'the Act'), for releasing the petitioner on parole for a period of four weeks, enabling him to attend the marriage of the grand-son of his maternal aunt, which is to be solemnized on 23/24.03.2022.

Learned counsel for the petitioner submits that the petitioner was convicted and sentenced for life imprisonment in case bearing FIR No.444 dated 14.10.1993, under Sections 302, 307 and 34 IPC, registered at Police Station City Bhiwani, District Bhiwani; that being dissatisfied with the said judgment, the petitioner had unsuccessfully preferred an appeal bearing No.CRA-D-496-DB-1998, before a Division Bench of this Court; that the petitioner is to attend the marriage of the grand-son of

his maternal aunt, which is to be solemnized on 23/24.03.2022, and that the petitioner has also moved a representation dated 15/17.03.2022 before respondent No.4-Superintendent, Central Jail, Ambala, for the relief sought, but the same is still pending adjudication despite the fact that respondent No.4 is legally bound to decide the same within three days of its receipt, in view of the judgment rendered by this Court.

I have heard the learned counsel for the parties.

The petitioner, who stands convicted and sentenced for life imprisonment, seeks parole for a period of four weeks, to attend the marriage of the grand-son of his maternal aunt, which is to be solemnized on 23/24.03.2022. However, Section 3 (1) (b) of the Act clearly stipulates that a prisoner is entitled to parole, if his marriage or the marriage of his son, daughter, grand-son, grand-daughter, brother, sister, sister's son or daughter is to be celebrated. Hence, the petitioner is not entitled to any parole. Even otherwise, the presence of the petitioner is not required in the marriage of the grand-son of his maternal aunt. There may be other members in the family of the petitioner, who can very well attend the marriage ceremony of the grand-son of his maternal aunt.

In view of the above, I do not find any merit in the present petition.

Dismissed.

22.03.2022

parveen kumar

(HARNARESH SINGH GILL)

JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No