

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

205

Criminal Writ Petition No.3205 of 2022
Date of Decision: August 29th, 2022

Dimple @ Mahant

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ALOK JAIN**

Present: Mr. Sandeep Singh Jattan, Advocate
for the petitioner.

Ms. Rajni Gupta, Additional Advocate General, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this writ petition is to the order dated 28.02.2022 (Annexure P-1) passed by the District Magistrate, Kaithal, whereby the request of the petitioner for grant of parole for house repair stands declined on the ground that there may be a quarrel between the prisoner and others in the village and he may remain absent.

Notice was issued by this Court. Reply to the writ petition has been filed, wherein the stand as mentioned in the impugned order has been reiterated.

Having considered the submissions made by the counsel for the parties, we are not satisfied with the reasons for rejection of the claim of the petitioner.

The possibility of any fight between the parties in all criminal cases is likely to be there but without there being any justifiable reasons to substantiate the apprehensions, the said plea cannot be accepted, as has been sought to be projected as the reason for declining the prayer made for grant of parole.

In the light of the above, we set aside the impugned order dated

28.02.2022 (Annexure P-1) and order release of the petitioner on parole for house repair purposes for a period of four weeks.

This shall, however, be subject to the fulfilment of normal requirements as per the statute.

The writ petition stands allowed accordingly.

(AUGUSTINE GEORGE MASIH)
JUDGE

August 29th, 2022
Puneet

(ALOK JAIN)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No