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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-3773-2022 (O&M)
Date of Decision:26.04.2022

Vishweshar @ Rinku

.. Petitioner

Vs.

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sachin Gupta Ladwa, Advocate for the petitioner.

...

Manoj Bajaj, J. (Oral)

Petitioner (convict) has filed this writ petition under Article 226 Constitution of India read with Section 482 Cr.P.C. read with Section 3(1)(b) Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 for issuance of writ for directing respondents to release him on parole for a period of six weeks for admission of their children, who is confined in prison pursuant to his conviction in FIR No.89 dated 09.03.2008, registered under Sections 364-A, 377, 201, 34, 420, 411, 468 and 471 IPC and Section 25 Arms Act, 1959, at Police Station City Thanesar, District Kurukshetra.

Learned counsel for the petitioner contends that pursuant to the conviction and order of sentence recorded in the above mentioned FIR, the petitioner is serving his sentence. He submits that an application for releasing him on parole was filed by the petitioner's wife before the Superintendent of Jail, however, no action has been taken upon the same. He has further submitted that petitioner's wife has again moved an application on 25.03.2022 (Annexure P-2) to the Superintendent of Jail, for getting him release on parole for admission of children.

After arguing for some time, learned counsel for the petitioner states that for the time being, the grievance of the petitioner would be redressed, in case a decision is taken on the application filed on behalf of the petitioner, by the competent authority.

Notice of motion.

At the asking of the Court, Mr. Sukhdeep Parmar, DAG, Haryana, accepts notice on behalf of the respondent-State.

Considering the limited prayer, but without expressing any opinion on the merits of the case, the present petition is disposed off with a direction to respondent No.3-District Magistrate, Ambala to decide the application, if any, filed on behalf of the petitioner for release on parole expeditiously, preferable within ten days, in accordance with law.

Disposed off.

26.04.2022
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No