

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

CRM-M-44611-2022 (O&M)

Date of decision: 27.09.2022

Ankush Sharma

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Munish Behl, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

This petition has been filed for issuance of directions to respondent Nos. 4 and 5, to submit the report forthwith, as per the directions given by respondent No.2-District Magistrate, Ambala, as per the act and conduct of the petitioner during his earlier parole periods.

Learned counsel for the petitioner submits that there is not even a single occasion when the petitioner has violated the Rules of prison. During earlier furlough leave, availed by the petitioner each year, he has not misused the same. On the application for grant 14 days furlough leave, whereupon respondent No.2-District Magistrate, Ambala, vide letter dated 21.07.2022, has asked respondent No.4- Superintendent of Police, Ambala, to submit a report. In response thereof, respondent No.4 vide letter dated 29.07.2022 has submitted that if the petitioner is released on parole, then he

can involve himself in another criminal case and there can be threat to the security of the State, but no reason has been assigned for the same. As respondent No.2 was not satisfied with the report dated 29.07.2022, he vide letter dated 18.08.2022 sought report as to how the release of the petitioner on parole/furlough, can result into the violation of peace situation.

At this stage, learned counsel for the petitioner restricts his prayer to the extent of issuance of direction to respondent No.4- Superintendent of Police, Ambala, to submit report and respondent No.2- District Magistrate, Ambala, to pass an appropriate order within a stipulated period.

Notice of motion.

On the asking of this Court, Mr. Gagandeep Singh Chhina, AAG Haryana, accepts notice on behalf of the respondent-State.

In view of the above, the present petition is disposed of with a direction to respondent No.4- Superintendent of Police, Ambala, to submit a report and respondent No.2-District Magistrate, Ambala, is directed to pass an appropriate order, on the parole application of the petitioner, at the earliest, in accordance with law.

(HARNARESH SINGH GILL)
JUDGE

27.09.2022

Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No