

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

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CRWP-3086-2023 (O&M)
Date of decision:- 01.06.2023

RAVI

.... Petitioner

VS

STATE OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE MANISHA BATRA**

Present: Mr. Randeep S.Dhull, Advocate for the petitioner.

Mr. Sharan Sethi, Addl. A.G. Haryana.

Ritu Bahri, J. (Oral)

Petitioner is seeking writ in the nature of mandamus for directing the respondents to grant furlough to the petitioner to enable him to perform the necessary tasks and to meet his family members as well as to restore social ties and as per the reminder application dated 16.03.2023, Annexure P-1, whereby furlough case of the petitioner was initiated keeping in view the judgment of this Court in ***Sanjay Vs. State of Haryana and others***, CWP No. 1980 of 2018 decided on 08.08.2018.

2. Learned counsel for the petitioner submits that the petitioner has availed the benefit of furlough twice earlier.

3. Upon notice, reply dated 29.04.2023 has been filed by the respondent-Superintendent Jail, District Jail Kaithal. The stand taken in the reply is that the respondent No.5 has submitted his report

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through Superintendent of Police Jind, to respondent No.3, District Magistrate, Jind. It is further submitted that respondent No.2, Divisional Commissioner, Division Karnal, District Karnal is competent to decide the application for furlough of three weeks, which is pending before the Divisional Commissioner, Karnal.

4. Learned State counsel has further informed this Court that as per the inquiry conducted by the Superintendent Jail, Kaithal, the maternal uncle of the petitioner had expired on 01.05.2023 and he was resident of village Manas, Police Station Sadar Kaithal, District Kaithal and mother of the petitioner had suffered injury on the left hand but no document had been produced regarding her injury.

5. Since, the case of the petitioner is pending before the Divisional Commissioner, Karnal-respondent No.2 and it has further been informed that the matter has been referred back to the District Magistrate, Jind, for getting a fresh report, this petition is being disposed of by giving directions to respondent No.2 to pass a final order on the application for release of the petitioner on furlough after getting the report from the District Magistrate-respondent No.3, expeditiously within a period of three weeks.

(RITU BAHRI)
JUDGE

(MANISHA BATRA)
JUDGE

01.06.2023

pooja saini

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No