

[101] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-7388-2023

Date of Decision : 02.08.2023

Gurwinder @ Dariya ...Petitioner

versus

State of Haryana and othersRespondents

Coram : Hon'ble Mr. Justice B.S. Walia
Hon'ble Mr. Justice Lalit Batra

Present : Mr. Sahil Puri, Advocate for the petitioner.
Mr. Surender Singh Pannu, Addl. AG, Haryana.

B.S. Walia, J. (Oral)

[1] At the outset, learned counsel for the petitioner states that inadvertently it could not be mentioned in the memo of parties of the petition that the petitioner is lodged in Central Jail-II, Hisar and the same may kindly be permitted to be incorporated in the memo of parties.

[2] Oral request of learned counsel for the petitioner is accepted.

[3] Registry to make necessary changes in the memo of parties.

[4] Prayer in the petition is for grant of parole to the petitioner under Sections 5 & 6 of the Haryana Good Conduct Prisoners (Temporary Release) Act, 2022 (hereinafter referred to as 'the Act') for six weeks to enable him to attend his ailing mother who stated to have been recommended heart surgery as also to look after family affairs.

[5] No application for grant of emergency parole has been attached with the writ petition in terms of Section 5 of the Act.

Application for emergency parole is to be considered and decided by the

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competent authority within 24 hours after verification of the factual position in terms of Section 5 Sub Section 2 of the Act. In the circumstances, we dispose of the instant petition, while granting liberty to the petitioner to submit an application in accordance with the provisions of the Act before the competent authority, who shall consider and decide the same in terms of the provisions of the Act within the stipulated period of time and pass appropriate orders as may be warranted in the facts and circumstances of the case pursuant to verification of the factual position.

[6] Petition *disposed of*.

[7] Copy of this order be given under signatures of the Bench Secretary to the learned counsel for the parties in view of request made.

(B.S. Walia)
Judge

(Lalit Batra)
Judge

02.08.2023
'Rajneesh'

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>