

CRWP-8873-2023

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

CRWP-8873-2023

Date of decision: 12.09.2023

Arshad

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Pradeep Chhoker, Advocate,
for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

1. The present petition has been filed for issuance of direction to respondent No.3 to decide the representation/application dated 08.08.2023 (Annexure P-1) moved by the brother-in-law of the petitioner.

2. Learned counsel for the petitioner submits that vide judgment of conviction/order of sentence dated 17.01.2009 passed by learned Addl. Sessions Judge, Panipat, in FIR No.93 dated 31.10.2006, under Sections 302, 397, 201 and 34 IPC, registered at Police Station Bapoli, District Panipat, the petitioner was convicted and sentenced to undergo life imprisonment, and that being dissatisfied with the said judgment, the petitioner preferred an appeal, bearing No.CRA-D-249-DB-2009 before a Division Bench, which was dismissed on 25.11.2023. It is further submitted that wife of the petitioner is suffering from serious ailment and is to be operated upon, and that there is nobody in the family to look after the

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ailing wife of the petitioner. It is further submitted that the petitioner through his brother-in-law has moved the representation/application dated 08.08.2023 (Annexure P-1) to respondent No.3-Superintendent, District Jail Karnal, for parole, which has not been decided yet. He prays that respondent No.3 be directed to decide the aforesaid representation/application dated 08.08.2023 within a stipulated period.

3. Notice of motion.

4. On the asking of this Court, Mr. Rupinder Singh Jhand, Addl. A. G. Haryana, accepts notice on behalf of the respondents-State.

5. I have heard the learned counsel for the parties.

6. This Court is conscious of the fact that the representation/application seeking parole was filed on 08.08.2023 and thereafter, much time has not lapsed yet.

7. However keeping in view the fact that wife of the petitioner is to be operated upon, but without expressing any opinion on the merits of the case, the present petition is disposed of with a direction to respondent No.3-Superintendent, District Jail Karnal, to decide the representation/application dated 08.08.2023 (Annexure P-1), moved by the brother-in-law of the petitioner, within a period of one month from the date of receipt of copy of this order, in accordance with law.

12.09.2023

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No