

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

CRWP-11218-2023 (O&M)
Date of decision: 21.11.2023

Naresh @ Palad

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

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

VIKAS SURI, J. (Oral)

1. This is a petition under Article 226/227 of the Constitution of India read with Section 4, 12(5) & (11) of the Haryana Good Conduct Prisoners (Temporary Release) Act, 2022 for issuance of a writ in the nature of mandamus directing the respondents to grant furlough to the petitioner, which was applied vide application dated 11.07.2023 and followed by reminder dated 22.09.2023 (Annexure P-1).

2. Learned counsel for the petitioner submits that petitioner would be satisfied, at the stage, in case the application seeking furlough is considered and disposed of in the time bound manner.

3. Notice of motion.

4. Ms. Ambika Sood, Addl. A.G. Haryana, accepts notice on behalf the respondents-State and waives service. She states that the competent authority under the Act (*supra*) would be the Commissioner of the Division Rohtak-respondent No.2 and in case the request of

the petitioner has not been decided as yet, the same would be considered as per law and will be disposed of within the time frame as may be stipulated by this Court.

5. Heard learned counsel for the parties.

6. In view of the above, without commenting upon the merits of the case, the present petition is disposed of with a direction to Commissioner, Rohtak, Division Rohtak – respondent No.2, to dispose of the application seeking furlough, which is shown to have been dispatched on 11.07.2023 as referred to in the follow up request dated 22.09.2023 (Annexure P-1), in accordance with law, within a period of two weeks from the date of receipt of a copy of this order.

October 21, 2023

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(VIKAS SURI)
JUDGE

Whether speaking/reasoned :

Yes / No

Whether Reportable :

Yes / No