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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-3942-2024 (O&M)

Date of Decision: 29.07.2024

SHYAM SUNDER @ SONU

.....Petitioner

V/s.

**THE STATE OF HARYANA THROUGH THE DIVISIONAL
COMMISSIONER, AMBALA DIVISION, AMBALA, HARYANA AND
OTHERS**

...Respondents

**CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA
HON'BLE MR. JUSTICE SANJAY VASHISTH**

Present Mr. Hoshiar Singh Jaswal, Advocate for the petitioner.

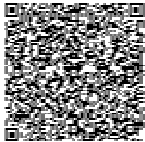
Ms. Tanisha Peshawaria, DAG, Haryana.

SANJEEV PRAKASH SHARMA, J. (Oral)

1. Learned counsel for the petitioner submits that the petitioner has prayed for a Regular Parole for ten weeks which has been erroneously and wrongly rejected by the respondents solely on the basis of the opinion of the District Magistrate, Saharanpur (U.P.) who has apprehended that the petitioner may not follow the Rules and possibility of his surrendering back in jail is very little.

2. Learned State counsel has placed on record the custody certificate of the petitioner as per which we find that the total custody period of the petitioner is 4 years 5 months and 12 days including remission and there is no other criminal case registered against him nor there is any case registered for violation of Jail Rules.

3. In the circumstances, we are satisfied that the order passed by the respondents rejecting the application of the petitioner for parole does not have any basis and the same deserves to be set aside. We accordingly



quash order dated 07.12.2023 (Annexure P-1) and direct that the petitioner be released on parole for **ten weeks** as per Rules. It is further directed that the petitioner shall surrender himself in the Jail where he is lodged presently after expiry of **ten weeks** parole, positively.

- 4. Criminal Writ Petition stands allowed accordingly.
- 5. All pending applications filed in this case shall stand disposed of accordingly.

[SANJEEV PRAKASH SHARMA]
JUDGE

July 29, 2024
Ess Kay

[SANJAY VASHISTH]
JUDGE

Whether speaking / reasoned	:	Yes	/	No
Whether Reportable	:	Yes	/	No