

2024:PHHC:098221-DE



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

CRWP-7029-2024
Date of Order: 01.08.2024

VinodPetitioner

Versus

State of Haryana and othersRespondents

**CORAM: HON'BLE MR. JUSTICE SUDHIR SINGH
HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. Randeep S. Dhull, Advocate, for the petitioner.
Mr. Manish Dadwal, AAG, Haryana.

SUDHIR SINGH,J. (ORAL)

By way of the present Criminal Writ Petition, the petitioner seeks issuance of a writ in the nature of mandamus directing the respondents to release him on emergency parole for a period of ten weeks, on medical ground.

2. Vide order dated 24.07.2024, notice of motion was issued in this case.

3. The petitioner is a convict and is undergoing life imprisonment in FIR No.187 dated 30.08.2014, under Sections 302 read with Section 34 IPC and Section 25 of the Arms Act, registered at Police Station, Barauda, District

Sonipat. Presently, the petitioner is confined in District Jail, Jhajjar.

4. It is the case of the petitioner that he has been suffering from an acute neck pain for the last more than three years and in this regard, he is getting treatment from PGIMS, Rohtak. Now, the doctors have observed a cystic lesions measuring 3 * 2.2 cm, which has occupied the whole lobe of thyroid. For treatment of the said disease, he has to undergo operation, which is scheduled for 05.08.2024. In view of the said emergency, the petitioner seeks his release on parole for a period of ten weeks. The petitioner has enclosed his medical history along with the present writ petition.

5. Today, on resumed hearing, an affidavit dated 30.07.2024 of Deputy Superintendent, District Jail, Jhajjar, has been tendered in course of hearing by learned State counsel, which is taken on record. A copy thereof has been supplied to counsel opposite. On behalf of the State, it has been stated that on an earlier occasion, when the petitioner was released on furlough for a period of two weeks, he had misused the same.

6. Learned counsel for the petitioner has submitted that vide order dated 01.12.2023, the petitioner was released on interim bail and in compliance of the said order, he had subsequently, surrendered before the jail authorities

and he had not misused the privilege of interim bail. He further undertakes to surrender within the period as referred above.

7. In view of the above, we dispose of the present petition and grant eight weeks' parole to the petitioner commencing from the date of release, subject to his furnishing fresh bonds to the satisfaction of the competent authority/Chief Judicial Magistrate/Duty Magistrate concerned. The period of 08 weeks shall be counted from the date of his release. The releasing Court/Duty Magistrate shall also notify the dates of release and surrender of the petitioner. The petitioner shall surrender before the jail authorities on the date and time to be notified by the releasing Court/Duty Magistrate. After surrender, the petitioner shall furnish a surrender certificate.

8. All the pending application(s), if any, shall also stand disposed of.

(SUDHIR SINGH)
JUDGE

(KARAMJIT SINGH)
JUDGE

01.08.2024
Ajay Prasher

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