

2024-PHHC:116748-DB



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

CRWP-8470-2024

Date of order: 05.09.2024

Surjeet

....Petitioner

Versus

State of Haryana and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SUDHIR SINGH  
HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present: Mr. Sanjeev Majra, Advocate, for the petitioner.

Mr. Ashok Chaudhary, Addl. A.G., 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 respondent No.4-Superintendent, Central Jail-1, District Hisar, to decide his representation dated 28.08.2024 (Annexure P-1) seeking extension of parole for a period of six weeks, on the ground of medical emergency, arisen due to the accidental fall of his pregnant wife.

2. Vide order dated 03.09.2024, notice of motion was issued and the matter was posted for today.

3. The petitioner is a convict and is undergoing life imprisonment in FIR No.686 dated 16.07.2018, under

Sections 147, 148, 149, 302 IPC and Section 25 of the Arms Act, registered at Police Station, Sadar Hisar, District Hisar. Presently, the petitioner is confined in Central Jail-1, Hisar.

4. It is the case of the petitioner that he was granted a regular parole for a period of 70 days, which was initiated on 16.05.2024 and the petitioner was required to surrender on 25.07.2024. However, due to the medical emergency of his wife, the petitioner filed a writ petition i.e. CRWP-6945-2024 before this Court seeking extension of his parole for a period of six weeks. Vide order dated 24.07.2024 (Annexure P-3), the parole, already granted to the petitioner by the jail authorities, was extended for another six weeks. The said period has come to an end on 05.09.2024, when the petitioner is scheduled to surrender back to the Jail Authorities. It is further submitted that the family of petitioner consists of four members i.e. the petitioner himself, his pregnant wife, his mother (aged 65 years) and a daughter (aged 5 years). The mother of the petitioner is not mentally stable and she is getting treatment for her mental illness. There is no one, except the petitioner, to look after his injured pregnant wife, who is 7½ months' pregnant. Therefore, in view of the said emergency, the petitioner requires further parole for a period of six weeks. The petitioner has enclosed the medical history of his wife along with the present writ petition.

5. Today, on a resumed hearing, short reply dated 04.09.2024 has been filed on behalf of the respondents, in the due course of hearing, which is taken on record. In para no.5 of the reply filed, it is stated that the wife of the petitioner is on risk of miscarriage and she has been referred for cardiologist's opinion. Learned State counsel, on instructions from the concerned authorities, does not dispute the factum of medical condition of the wife of the petitioner and therefore, has no objection in case the parole, already granted to the petitioner, is extended for a period of six weeks.

6. Though the petitioner has sought direction to the jail authorities i.e. respondent No.4- Superintendent, Central Jail-1, District Hisar, to decide his representation for extension of parole, yet in view of the fact that the medical condition of the wife of the petitioner has not been disputed by the learned State counsel and the fact that the petitioner has to surrender to the jail authorities on 05.09.2024 i.e. today, we are of the opinion that the present writ petition can be disposed of by extending the parole of the petitioner for further four weeks.

7. In view of the above, we dispose of the present petition with a direction that the parole, already granted to the petitioner by the jail authorities, shall stand extended for another four weeks commencing from 05.09.2024 i.e.

the date on which, the petitioner has to surrender before the jail authorities. The date of release and surrender shall be noted by the jail authorities.

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

**(SUDHIR SINGH)**  
**JUDGE**

**(JASJIT SINGH BEDI)**  
**JUDGE**

05.09.2024  
Sukhpreet/Ajay Prasher

- *Whether speaking/reasoned:* Yes/No
- *Whether reportable:* Yes/No