



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

CRWP-9990-2024

Date of Decision : 19.10.2024

RESHAM SINGH

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Krishan Singh, Advocate,
for the petitioner.

Mr. Rajesh Gaur, Addl.A.G., Haryana.

KULDEEP TIWARI, J.(Oral)

1. Through the instant criminal writ petition, the petitioner/convict seeks the concession of him being granted emergency parole for four weeks, under Sections 3 and 5 of The Haryana Good Conduct Prisoners (Temporary Release) Act, 2022, in FIR No.07 dated 20.01.2015, under Sections 17, 27A, 29 of the N.D.P.S. Act, registered at P.S. Odhan, District Sirsa, thereby enabling him to attend the Bhog Ceremony of his brother-in-law, which is scheduled for 20.10.2024.

2. Upon issuance of notice of motion, vide order dated 16.10.2024, today a short reply, 18.10.2024, by way of an affidavit of Sh.Sanjeev Patter, Superintendent of Prison, District Prison, Sirsa, has been filed by the respondent-State alongwith the custody certificate *qua* the petitioner, which are taken on record, with copies thereof supplied to learned counsel for the petitioner.

3. As per the reply, brother-in-law of the petitioner is stated to have died due to an heart attack on dated 12.10.2024, and now the 'bhog ceremony' is stated to be held on dated 20.10.2024, in Gurudwara, Village Chautala. It further reveals that an application so preferred by the present petitioner before respondent no.3-Superintendent of Jail, Sirsra, for the asked for relief, has been declined, vide an administrative order dated 14.10.2024 (Annexure R-1).

4. This Court has heard the learned counsel for both the parties concerned, and has gone through the entire case file.

5. Considering the fact that the real brother-in-law of the petitioner has died and the 'bhog ceremony' is stated to be held on dated 20.10.2024, therefore, the instant petition, is **allowed**, and the administrative order dated 14.10.2024 (*supra*) is, hereby, **set aside**, and the petitioner is granted the relief of 'emergency parole' for a period of 01 month from today, i.e. 19.10.2024 to 16.11.2024.

6. The petitioner is ordered to be released from custody today, itself on furnishing bail and surety bonds to the satisfaction of the learned trial court/CJM/Duty Magistrate concerned.

7. The petitioner shall re-step into the prison on dated 16.11.2024 by 05:00 p.m.

8. In case, petitioner fails to step back on 16.11.2024, into the prison, the SHO concerned, shall arrest him and thereupon, send him to the concerned jail.

9. **Disposed of** accordingly.
10. All pending applications, if any, also stand **disposed** of accordingly.

October 19, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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