

CRWP-3412-2025 (O & M)

2025:PHHC:134909



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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
(238) CRWP-3412-2025 (O & M)
Date of decision: 25.09.2025

Siyaram Soni

..... Petitioner(s)

V/s

State of Haryana and ors.

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Sourabh Sheoran, Advocate,
for the petitioner.

Mr. T.P. Singh, Sr. DAG, Haryana.

JASJIT SINGH BEDI, J. (Oral)

The prayer in the present criminal writ petition under Article 226 of the Constitution of India read with Section 6 of the Haryana Good Conduct Prisoner (Temporary Release) Act, 2022 for the issuance of a writ in the nature of Certiorari for quashing the order dated 21.01.2025 passed by respondent No.3-Superintendent of Jail, District Prison, Narnaul rejecting the representation of the petitioner whereby the prayer was made in FIR No.100 dated 23.04.2002 under Section 302, 395, 396, 120-B IPC and Sections 25-54-59 of the Arms Act, Police Station City Narnaul, District Mahendergarh for the release of the petitioner on parole for a period of 04 weeks for the treatment of his son.

2. It is contended on behalf of the petitioner that the applicable provisions would be of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 and not the Haryana Good Conduct Prisoners



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(Temporary Release) Act, 2022 on the basis of which the impugned order dated 21.01.2025 (Annexure P-4) has been passed. If the provisions of the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 were applied, then the petitioner would be entitled to the concession of parole. Reliance is placed on '**Sumit Kumar versus state of Haryana and another (CRWP-1517-2024 date of decision 12.03.2024), Mohit Rana versus State of Haryana and others (CRWP-2012-2024 decided on 20.03.2025), Joginder Singh versus State of Haryana and ors. CRWP-4689-2025 decided on 08.07.2025 and Shamsher @ Lalu versus State of Haryana and others CRWP-4589-2023 decided on 17.07.2024**'. He, therefore, prays that the impugned order dated 21.01.2025 be quashed and the case of the petitioner be considered for the grant of parole based on the Haryana Good Conduct Prisoners (Temporary Release) Act, 1988.

3. The learned counsel for the State submits that the contention raised by the petitioner is correct and in fact, the Act of 1988 would be applicable. He states that a fresh decision would be taken by the appropriate authority within a reasonable time-frame when an application for parole is made afresh by the petitioner.

4. In view of the admission made by the learned counsel for the State, the impugned order dated 21.01.2025 passed by respondent No.3-Superintendent of Jail, District Prison, Narnaul stands quashed. The petitioner is at liberty to move an application seeking parole afresh and the appropriate authority shall consider the case of the petitioner in light of The Haryana Good Conduct Prisoners (Temporary Release) Act, 1988 and take

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an appropriate decision within a period of 04 weeks of making such application.

6. This petition stands disposed of.

September 25, 2025
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No