

CRWP 1057 of 2026

2026:PHHC:035253-DB



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

202

CRWP 1057 of 2026
Date of Decision:09.03.2026

Lovepreet Singh @ Lavi

...Petitioner

Vs.

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT
HON'BLE MR. JUSTICE H.S.GREWAL

Present : Mr. Arnav Sood, Advocate, (legal aid counsel)
for the petitioner.

Mr. Charanpreet Singh, AAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Articles 226/227 of the Constitution of India for quashing the order dated 05.08.2025 (Annexure P-1) passed by respondent No.2, whereby his request for grant of parole has been declined.

2. Learned counsel for the petitioner submits that the petitioner is presently undergoing the sentence in Central Jail, Faridkot and has already undergone almost five years of custody. He

further submits that the conduct of the petitioner in jail has remained peaceful and there is no complaint against him during the entire period of incarceration. Learned counsel further submits that the petitioner had applied for parole for a period of eight weeks, however, his request for parole had been illegally declined vide order dated 05.08.2025 passed by respondent No.2. Learned counsel next contends that the petitioner is ready and willing to furnish adequate surety and comply with any conditions that may be imposed by this Court.

4. A short reply by way of an affidavit of the Superintendent, Central Jail, Faridkot, has been filed on behalf of the respondent No.-State and the same is taken on record. Learned State counsel submits that there is no infirmity or illegality in the impugned order and that the petitioner, if released on parole, may disturb public order and cause threat to the security of State and the present petition is liable to be dismissed.

5. We have heard learned counsel for the parties and perused the record carefully.

6. Sections 3 and 4 of the Punjab Good Conduct Prisoners (Temporary Release) Act, 1962 provide for the temporary release of eligible inmates (such as parole or furlough) for specific reasons, including family illness, death, or natural calamity, subject to good conduct. Section 3 provides for the grounds on which release may be

granted, while Section 4 provides for the conditions, disqualifications, and safeguards, including potential denial if release poses a threat to state security.

7. In the instant case, the prayer made by the petitioner for temporary release on parole for a period of eight weeks was declined by respondent No. 2 solely on report received from the office of the the Senior Superintendent of Police, Sri Muktsar Sahib. However, a perusal of the impugned order does not disclose any material or basis on which respondent No. 2 arrived at a conclusion that “ if released on parole, then there is a threat to the state security and also there is a risk of disruption of public order in the State.” Apart from that, it is not the case of the respondent authorities that the petitioner is otherwise ineligible for grant of parole.

8. In view of the above discussion, this Court is of the considered opinion that the impugned order is not sustainable in the eyes of law. Accordingly, the present petition is partly allowed and the impugned order is hereby set aside. The respondents are directed to release the petitioner on temporary parole for a period of four weeks from the date of his release from jail, subject to his furnishing sufficient bonds in terms of the statutory provisions to the satisfaction of the competent authority, which shall also impose such conditions as may be deemed necessary to ensure that the temporary release is not misused. The petitioner shall undertake to maintain peace and good

behaviour during the parole period and shall surrender back to jail immediately upon expiry of the parole period.

9. All pending applications, if any, are disposed off, accordingly.

(N.S.SHEKHAWAT)
JUDGE

(H.S.GREWAL)
JUDGE

09.03.2026
amit rana

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