**CRWP-3867-2026****1**

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

126

**CRWP-3867-2026
Decided on: 23.04.2026**

Vijay Pal

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**Present: Ms. Bupinder Kaur, Advocate for the petitioner.**

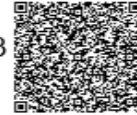
Mr. Amish Sharma, AAG, Haryana.

SANJAY VASHISTH, J.

1. Present petition has been filed under Articles 226/227 of the Constitution of India, read with Sections 3 and 4 of the Haryana Good Conduct Prisoners (Temporary Release) Act, 2022, seeking issuance of directions to respondent Nos. 3 and 4 to grant emergency parole to the petitioner for a period of eight weeks on humanitarian and medical grounds, to enable him to attend to and take care of his wife, who is stated to be in a coma and on ventilator support.

2. Notice of motion was issued on 08.04.2026, and respondent—State was directed to file a status report.

3. Today, learned State counsel has filed a reply by way of an affidavit of Satyabhan, Deputy Superintendent, District Jail, Jhajjar, which is taken on record. Registry is directed to tag the same at the appropriate place in the paper book.

**CRWP-3867-2026****2**

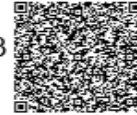
4. Learned State counsel submits that petitioner was earlier released on parole in the year 2015, during which period he absconded for approximately nine years, i.e., from 23.07.2015 to 27.07.2024.

With regard to the medical condition of the petitioner's wife, namely Anil Kumari, it is contended that the petitioner has two sons, Mohit Dalal (aged 35 years) and Paras Dalal (aged 29 years), who are capable of taking care of their mother. However, learned State counsel is unable to dispute the factual position, as recorded in paragraph 9 of the reply, that petitioner's wife is suffering from severe hypoxic brain injury, is completely bedridden, has a tracheostomy in SITU, and is on RT feeding with full-time home care. It is not in dispute that hypoxic brain injury is a serious medical condition.

5. Learned counsel for the petitioner submits that, although petitioner had earlier absconded, the said incident pertains to a distant past. It is further submitted that on two subsequent occasions, as reflected in Annexures P-3 and P-4, petitioner was released on interim bail to attend to his ailing wife, and on both occasions he surrendered within the stipulated period and did not misuse the concession granted to him. It is, thus, argued that the earlier default should not operate as an absolute bar to the grant of emergency parole, particularly in view of the critical medical condition of the petitioner's wife.

6. I have heard learned counsel for the parties and perused the reply filed by the respondent-State.

7. In the considered view of this Court, petitioner deserves to be afforded one more opportunity to avail emergency parole for a limited

**CRWP-3867-2026****3**

period, having regard to the grave medical condition of his wife. The contention of the State regarding the requirement of completion of five years of sentence for availing such relief cannot be allowed to defeat the humanitarian considerations involved in the present case.

8. In view of the above, and considering that petitioner's wife is in a coma and requires constant care and support, this Court does not find any justifiable ground to deny the concession of emergency parole to the petitioner.

Accordingly, present petition is allowed. Petitioner is directed to be released on emergency parole for a period of eight weeks, w.e.f. 24.04.2026, subject to the satisfaction of the learned District Magistrate concerned or any other competent authority, in accordance with the applicable rules. Petitioner shall surrender before the Jail Authorities on or before 25.06.2026 by 5:00 p.m.

It is further directed that appropriate conditions, as envisaged under the Jail Manual/Rules, shall be imposed to secure the petitioner's presence upon expiry of the parole period and to ensure that the concession of temporary release is not misused. Petition stands disposed of accordingly.

(SANJAY VASHISTH)
JUDGE

April 23, 2026
rashmi

Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**