RAJASTHAN HIGH COURT
सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

D.B. Civil Writ Petition No. 19601/2026
CNR: RJHC010802312026 | URN: CW / 33341U / 2026

Rajasthan High Court
सत्यमेव जयते
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Janak Singh S/o Shri Dharm Singh, Aged About 50 Years, At Present Lodged In Central Jail Jodhpur Through His Nephew Pritam Singh S/o Shri Rajendra Singh, Age About 44 Years, R/o Ganeshpura P.S. Kaithun District Kota, Rajasthan.

----Petitioner

Versus

1. State Of Rajasthan, Through Secretary Of Home Depart Jaipur
2. The Director General, Jail Jaipur
3. The District Collector, Jodhpur
4. The Superintendent, Central Jail Jodhpur

----Respondents

For Petitioner(s) : Mr. Kalu Ram Bhati
For Respondent(s) : Mr. Deepak Choudhary, AAG

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR
HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA

Order

02/11/2026

1. Heard learned counsel for the parties.

2. This criminal parole writ petition has been filed by the petitioner-convict being aggrieved of the order dated 24.04.2026 whereby, the Home Department of the State of Rajasthan while relying on the recommendations of the State Level Parole Committee has refused to release the petitioner on permanent parole.

3. Learned counsel for the petitioner submits that the petitioner is facing incarceration in pursuance of the judgment dated

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19.04.2017 passed by the Learned Special Judge SC/ST (Prevention of atrocities cases), District Kota in Sessions Case No.80/2013. He further submits that the convict-petitioner is undergoing a sentence of life imprisonment and has already undergone 14 years and 16 days of actual incarceration, besides having earned remission of 2 years, 6 months and 4 days. He further submits that the convict-petitioner has also preferred an application seeking grant of permanent parole. He also submits that the convict-petitioner fulfills all the requisite conditions for release on parole as per the Rajasthan Prisoners Release on Parole Rules, 1958 (herein after referred to as 'Rules of 1958). He further submits that the convict-petitioner does not incur any ineligibility as per Rule 14 (c) of the Rules of 1958 and, therefore, the State Level Committee committed an error while rejecting the application for release on permanent parole despite the convict-petitioner having actually undergone custody of more than 14 years. Learned counsel for the petitioner also submits that the conduct of the convict-petitioner in Jail is found to be satisfactory. Learned counsel, therefore, prays that in these circumstances, the application seeking release of convict-petitioner on permanent parole may be allowed.

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4. Per contra, learned counsel for the respondents while opposing the submissions made by learned counsel for the petitioner submits that the convict-petitioner's conduct has been taken note of by the State Level Parole Committee and it was found that the convict-petitioner was reportedly found absent during the roll call attendance in Open Air Camp in furtherance of which he was immediately shifted to the jail. Learned counsel for

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the respondents further submits that a number of cases are pending against the convict-petitioner and he is a habitual offender, therefore, the State Level Parole Committee has rightly rejected the application preferred by the convict-petitioner. He, therefore, prays that the present writ petition may be dismissed.

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5. We have considered the submissions made at the bar and have gone through the relevant record of the case.

6. It is undisputed fact that the convict-petitioner has undergone incarceration of more than 14 years. It is true that a number of cases has been registered against the convict-petitioner, but Permanent parole, as contemplated under the Rajasthan Prisoners Release on Parole Rules, 1958, is a reformative measure intended to facilitate the social reintegration of a convict who has demonstrated satisfactory conduct and has undergone substantial period of incarceration. The object of granting such benefit is not merely conditional release, but meaningful reintegration into society while maintaining a balance between individual liberty and societal interest. Further, the convict-petitioner has undergone a period of more than 14 years in jail and, therefore, we are of the view that as per the eligibility conditions mentioned in the Rules of 1958, the case of the convict-petitioner for release on permanent parole merits acceptance. Thus, we are of the opinion that the convict-petitioner is entitled to be enlarged on permanent parole.

7. In view of the facts noted above, we hereby accept this writ petition, set aside the impugned order dated 24.04.2026 and direct that the convict-petitioner **Janak Singh S/o Shri Dharm Singh** shall be released on permanent parole in accordance with

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Rule 9 of the Rajasthan Prisoners' Release on Parole Rules, 1958, subject to his furnishing the requisite bonds and complying with such reasonable conditions as may be imposed by the competent authority for ensuring his continued good conduct and availability whenever required by law.

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(CHANDRA SHEKHAR SHARMA),J (VINIT KUMAR MATHUR),J

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