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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 1628/2025**

RAJKUMAR

.....Petitioner

Through: Mr. Siddharth Yadav and Mr. Anmol
Kumar Pandey, Advocates.

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Rahul Tyagi, ASC (Crl.) for the
State with Mr. Sangeet Sibou, Mr.
Priyansh Raj Singh Senger and Mr.
Aniket Kumar Singh, Advocates.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

28.08.2025

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1. Writ Petition under Article 226 of the Constitution of India read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 has been filed on behalf of the Petitioner, Raj Kumar, to challenge the Order dated 04.04.2025 *vide* which his Parole, has been rejected.
2. Status Report has been filed on behalf of the State in the Court today. Let the same be taken on record.
3. Learned counsel for the Petitioner, submits that he is not agitating any of the grounds stated in the Writ Petition but considering that he has suffered a fracture of the wrist, which is confirmed by the Report, received from the Jail Superintendent, he may be granted a short Parole for 10 days. The Medical Report from the Jail Authority, shows that the Petitioner had fallen on 23.07.2025 and was detected of having suffered fracture in distal 1/3rd



end of radius of left forearm. He was advised slab application, medications and follow-up in OPD twice. When he was taken to the Hospital, he had declined to take the advice for medical treatment. It is quite evident that it is the Petitioner, who himself, has been denying to take the appropriate treatment and is now making it a pretext for getting a Parole.

4. Learned counsel for the State, has opposed the present Parole Application on the ground that he was released on Furlough and he absconded for eight years, before he could be arrested and brought back in the Jail.

5. Considering the totality of the circumstances and also that essentially, it is the Petitioner himself, who is declining to take the requisite treatment despite being taken to DDU Hospital, on humanitarian grounds, the Petitioner is granted Parole for a period of 10 days with the rider that no further extension shall be granted on any ground. In case, he comes up with the documents showing that he requires further admission in the Hospital or treatment, he shall surrender before the Jail Superintendent, who may then give him the treatment in the Jail custody. The terms and conditions of Parole for 10 days, are as under:-

- i. The Petitioner shall furnish a personal bond in the sum of Rs.10,000/- with one surety of the like amount, to the satisfaction of the Jail Superintendent.
- ii. The Petitioner shall report to the SHO of the local area once a week on every Sunday between 10:00 AM to 11:00 AM during the period of Parole.
- iii. The Petitioner shall furnish a telephone/mobile number to the Jail Superintendent, as well as, SHO of local Police Station, on



which he can be contacted, if required. The said telephone number shall be kept active and operational at all the times by the Petitioner.

- iv. The Petitioner shall ordinarily reside at the address mentioned in the Petition.
- v. Immediately upon the expiry of period of Parole, the Petitioner shall surrender before the Jail Superintendent.
- vi. The period of Parole shall be counted from the day when the Petitioner is released from Jail.

6. The Petition stands disposed of.

NEENA BANSAL KRISHNA, J

AUGUST 28, 2025/RS