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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(CRL) 2782/2025 & CRL.M.A. 27471/2025 –EARLY
HEARING

MEHRAJ UD DIN CHOPAN

.....Petitioner

Through: Mr. Archit Krishna, Mr. Himanshu
Kunjan and Mr Indranil Choudhary,
Advs.

Versus

STATE OF NCT OF DELHI & ORS.

.....Respondents

Through: Mr. Rahul Tyagi, ASC for the State
with Mr. Sangeet Sibou, Adv.
Mr. Gautam Narayan, SPP with
Ms Asmita Singh, Ms. Disha Joshi,
Mr. Shashank Jain and Mr. Ashish
Khari, Advs. for NIA.

CORAM:

HON'BLE MR. JUSTICE ARUN MONGA

ORDER

19.09.2025

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1. Petitioner is seeking direction to the respondents to grant parole to the petitioner for a period of four weeks on account of death of his only brother.
2. The petitioner was arrested in 2019 and charged under UAPA, Explosive Substances Act, and IPC. Initially, he was sentenced to life imprisonment in 2022, which was later on reduced to 10 years of rigorous imprisonment in 2024. He has already served about 5 years, with no bail, parole, or furlough granted.
3. It is stated that the petitioner's younger brother was critically ill and died in August 2025 (date not clear). Petitioner applied for parole to be with family and perform religious rites, but no response was received. He is now seeking parole for 4 weeks to support family and conduct mourning ceremonies.



4. Relevant extract of the stand taken by the State as per a report dated 18.09.2025 is reproduced as below:

“4. That an application for grant of parole to the Convict Mehraj-Ud-Din Chopan was received in this office on 30.08.2025 through GNCT of Delhi vide letter no. 2521 dated 29.08.2025. Accordingly, verification of facts from the Superintendent of Police, Awantipora, Jammu & Kashmir was sought vide letter no. F.8/9/SCI-8&9/AC[CT]/2025/626 dated 30.08.2025.

5. Further, Social Investigation report was sought from Chief probation officer, Sewa Kuteer, Kingsway Camp, New Delhi and District Probation Officer, District Pulwama, Jammu & Kashmir vide letter no. 1677-1678 dated 06.09.2025 & 1679.dated 06.09.2025 respectively.

6. That, the report from the Sr. Superintendent of Police, Awantipora was received in this office vide letter No.3197-99 dated 03.09.2025 whereby verifying the fact of death of the brother of the Convict on 24.08.2025. And Social Investigation report from the office of Probation Officer, PWS Unit, Tihar PHQ, New Delhi was received in this office vide letter no. 358 dated 11.09.2025. [Copy of report from the office of Sr. Superintendent of Police, Awantipora and Social Investigation report are enclosed herewith for kind perusal] However, the report from District Probation officer. District Pulwama, Jammu & Kashmir is' still awaited."

7. That, the application of the Convict Mehraj-Ud-Din will be forwarded to the competent authority i.e. GNCT of Delhi through PHQ as soon as the report from the District Probation officer. District Pulwama, Jammu & Kashmir will be received in this office,' as the case of the convict falls under Rule No.-1211[i] of Delhi Prison Rules 2018 i.e. Prisoners convicted under sedition, terrorist activities and NDPS Act. [Copy of Rule No.-1211[i] enclosed herewith for kind perusal) ”

5. Be that as it may, the Nominal Roll of the applicant indicates that the overall conduct of the applicant has been unsatisfactory. For ease of

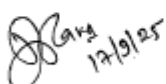
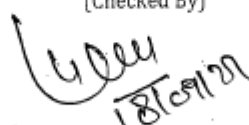
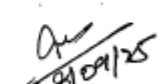


reference (see at serial no. 18), the same has been reproduced as below:

NOMINAL ROLL						
1.	Name of the convict with Parentage	Mehraj-Ud-Din Chopan S/o Ghulam Rasool Chopan				Age: 27 Years
2.	Residential Address	Village Handoor, Pulwama, Jammu & Kashmir.				
3.	Ground for forwarding Nominal Roll	As sought by the Hon'ble High Court of Delhi.				
4.	Case Particulars	RC No.	U/S		P.S.	
		08/2019	120-B & 121-A IPC & 17/18/18-A. UAPA		NIA Delhi	
5.	Convicting Court	The Hon'ble Court of Sh. Shailender Malik, Ld. ASJ-03, New Delhi District, Patiala House Courts, New Delhi.				
6.	Date and quantum of sentence	28.11.2022 1. <u>U/S: 18 UA(P) Act: 05 Years (RI)</u> with fine of Rs. 1,000/-, I/D: 01 Year SI. 2. <u>U/S: 120B IPC: 05 Years (RI)</u> with fine of Rs. 1,000/-, I/D: 01 Year SI. 3. <u>U/S: 04 of Explosive Substance Act: 10 Years (RI)</u> with fine of Rs. 2,000/-, I/D: 02 Years SI. 4. <u>U/S: 05 of Explosive Substance Act: 10 Years (RI)</u> with fine of Rs. 2,000/-, I/D: 02 Years SI. 5. <u>U/S: 38 UA(P) Act: 05 Years (RI)</u> . 6. <u>U/S: 39 UA(P) Act: 05 Years (RI)</u> . 7. <u>U/S: 121A IPC: Life Imprisonment</u> with fine of Rs. 2,000/-, I/D: 02 Years SI. Which was modified to RI for 10 Years along with Fine Rs. 2,000/-, I/D- 01 Year SI by Hon'ble High Court of Delhi vide order dated 20.05.2024. In CrI. (A) No. 57/2023. All the sentences shall run concurrently. (Fine not paid)				
7.	Status of Appeal	CrI. (A) No. 57/2023 was decided and his Life Imprisonment was modified to RI for 10 Years with fine of Rs. 2,000/-, I/D: 02 Years SI by Hon'ble High Court of Delhi vide order dated 20.05.2024.				
Details of sentence undergone in the above noted case						
	Period	From	To	Years	Months	Days
8.	Under Trial	16.12.2019	27.11.2022	02	11	12
9.	Convict	28.11.2022	17.09.2025	02	09	20
10.	Period undergone including under trial period less Interim Bail period (If any) as on 17.09.2025.			05	09	02
11.	Remission Earned			00	05	09
12.	Unexpired portion of sentence			03	09	19 (IFP)
13.	Details of other convicted cases (If any)			Nil		
14.	Details of other pending cases in which accused is in J/C (As under trial)			Nil		
15.	Physical Condition/Medical Status report (If required)			Normal.		
16.	Labor/Work Allotted			Labor/work not allotted		
17.	Jail Conduct during last One Year (with details of punishment, if any)			Satisfactory		
18.	Overall Conduct (With details of punishment if any)			<u>Un-Satisfactory</u> : - In view of punishment dated: 1. 03.09.2020 Mishandling of the Prison Property (Mulakat Facility Stopped for 07 Days) 2. 17.08.2020 Damaging the Government Property (Mulakat Facility Stopped for 15 Days) 3. 18.08.2020 Recovery of "Mobile phone, SIM card, Charger and Ear Phone" (Mulakat & Canteen Facility Stopped for 01 week)		



Nominal Roll of Convict Mehraj-Ud-Din Chopan S/o Ghulam Rasool

		4. 17.10.2020 Recovery of "Improvised Mobile Charger, Data Cable and Loose Wire" (Mulakat Facility Stopped for 21 Days) 5. 09.06.2021 Provoking, Hooting and Breaking Lock of ward (Mulakat Facility Stopped for 15 Days) 6. 09.07.2021 Recovery of "Mobile with Battery and SIM Card" (Mulakat Stopped for 21 Days) 7. 17.06.2022 Misbehaving with on duty Searching staff (Mulakat Stopped for 15 Days) 8. 21.02.2023 Recovery of "Mobile phone Board attached with Improvised USB Cable and SIM Card" (Phone Call Facility stopped for 15 Days)	
19.	Details of I. Bail/Parole/Furlough Granted/Availed	Nil	
20.	Any misconduct reported during I. Bail /Parole/Furlough	Nil	
21.	Status of Co-accused	1. Bilal Mir @ Bilal Ahmad Mir S/o Farooq Ahmad (PID: 1090207) presently lodged in CJ- 15 Mandoli Jail, Delhi. 2. Muzaffar Ahmad Bhat @ Muzaffar Bhat S/o Abdul Gani Bhat (PID: 1096413) presently lodged in CJ- 15 Mandoli Jail Delhi. 3. Sajjad Ahmad Khan S/o Ghulam Nabi Khan (PID: 1087906) presently lodged in CJ- 15 Mandoli Jail, Delhi. 4. Mohammad Ishfaq Bhat S/o Abdul Mazid Bhat (PID: 1098003) presently lodged in CJ-14 Mandoli Jail, Delhi.	
22.	(Prepared By)  17/01/25 Dealing Assistant	(Checked By)  18/01/25 Assistant Superintendent, Central Jail No. 8/9 Assit. Superintendent, Central Jail No.8/9 New Delhi	(Verified by)  18/01/25 By Superintendent Deputy Superintendent, Central Jail No. 8/9, Tihar, New Delhi-110064
23.			 16/01/25 Superintendent of Prison, Central Jail No. 8/9 Superintendent Central Jail-8/9 Tihar New Delhi

6. In view of the aforesaid, I am of the view that any concession to the petitioner if granted would be fraught and danger to the society as his conduct has not been satisfactory even in jail.

7. Moreover, during the course of arguments, a query was put to learned counsel for the petitioner if the petitioner is willing to bear the expenses of his travel in the police custody alongwith the police personnel, he submits that the petitioner does not have the financial capacity to go to Kashmir.



That is also one of the contributory factor which dissuades me to allow this petition.

8. Aside all above, the death of brother took place sometime in August, 2025 and the very purpose of parole i.e. attending funeral ceremonies and mourning etc. also seems to be over with sheer passage of time.

9. Thus, no ground is made out for grant of parole. The petition is dismissed.

10. Next date fixed in the matter as 09.10.2025 stands cancelled.

ARUN MONGA, J

SEPTEMBER 19, 2025/acm