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

+ W.P.(CRL) 4108/2025 & CRL.M.A. 37015/2025
MANOJ

.....Petitioner

Through: Mr. Shannu Baghel, Ms. Sonam
Tomar and Mr. Ganpat Ram,
Advocates.

versus

STATE (NCT OF DELHI)

.....Respondent

Through: Mr. Sanjeev Bhandari, ASC for the
State along with Mr. Arjit Sharma and
Ms. Sakshi Jha, Advocates.
SI Ramakant, PS Sadar Bazar.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

11.12.2025

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1. The Petitioner is a convict in FIR No. 81/2010, registered under Sections 302 and 34 of the Indian Penal Code, 1860¹ at P.S. Sadar Bazar, Delhi. The Petitioner submitted a request for parole on medical grounds on 31st October, 2025, which has not yet been decided.
2. The instant writ petition under Articles 226 of the Constitution of India read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023² (corresponding to Section 482 of the Code of Criminal Procedure, 1973³) has been filed by the Petitioner seeking parole for a period of six months on medical grounds.
3. Mr. Sanjeev Bhandari, ASC for the State, submits on instructions that

¹ "IPC"

² "BNSS"

³ "CrPC"



the Petitioner has not followed the prescribed procedure for seeking parole. Instead of applying before the concerned Jail Superintendent, he directly addressed his request to the Home (General) Department.

4. Nevertheless, the request is stated to be under consideration. A communication dated 07th November, 2025 has been received by the Jail Superintendent from the Home (General) Department, Delhi Secretariat, seeking the requisite documents. It is further submitted that the Home Department has suggested that the convict should first avail all his spells of furlough before submitting any application for parole.

5. On this aspect, counsel for the Petitioner has drawn attention to the communication dated 08th October, 2025, whereby the Petitioner's third spell of furlough was granted. He submits that the Petitioner has already exhausted all three spells of furlough for the current conviction year, which ends on 30th March, 2026. In such circumstances, he contends that the Petitioner is now eligible to seek parole.

6. Having regard to the overall facts and circumstances, and without expressing any opinion on the merits of the Petitioner's request, the petition is disposed of with a direction to the State to take a decision on the Petitioner's pending parole application within a period of two weeks.

7. The Jail Superintendent shall forthwith forward all necessary documents to the Home Department without any further delay.

8. With the above direction, the present petition is disposed of.

SANJEEV NARULA, J

DECEMBER 11, 2025/MK