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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(CRL) 70/2026**

UMESH @ KALAPetitioner
Through: Mr. Hemant Gulati, Advocate.

versus

STATE NCT OF DELHIRespondent
Through: Mr. Sanjeev Bhandari, ASC (Crl.) for
State with Mr. Arjit Sharma and Ms.
Sakshi Jha, Advocates.
SI Nitesh Singh, P.S.: Mukherjee
Nagar.

CORAM:
HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

% **ORDER**
09.01.2026

CRL.M.A. 621/2026 (exemption)

Exemption granted, subject to just exceptions.

The application stands disposed of.

W.P.(CRL) 70/2026

By way of the present petition filed under Article 226 of the Constitution of India read with section 528 of the Bharatiya Nagarik Suraksha Sanhita 2023, the petitioner seeks extension of parole that was granted by this court *vide* order dated 09.12.2025 made in W.P.(CRL) No. 3141/2025.

2. In *Jatin vs. The State NCT of Delhi* in BAIL APPL. No. 3418/2024, this court has taken the view that a plea seeking extension of interim



bail must be filed as an application in the petition in which interim bail was originally granted. The court has observed as follows:

“6. After discussing the matter with the concerned officials of the Registry, this court is of the view, that a prayer for extension of interim bail ought to be filed by way of a CRL.M.(BAIL) in the main bail petition in which interim bail was first granted, even if the first petition stands disposed-of. A prayer for extension of interim bail must not be filed by way of a fresh substantive bail petition, since that makes it difficult for the court, for the prosecution branch, as well as for the jail administration, to cross-reference the grounds taken and the documents relied upon by a petitioner; and the stand taken and the documents verified by the Investigating Officer, for grant of interim bail in the first instance. Such cross-referencing is relevant and material for deciding a prayer for extension of interim bail.”

3. In keeping with the same principle, this court is of the view that a prayer for extension of parole must also be filed by way of an application in the petition in which parole was originally granted, even if that petition stands disposed-of.
4. For sake of clarity, it may also be observed that the filing of an application seeking *extension* of parole would *not* amount to *review, recall, correction, clarification* and *modification* of the earlier order; and it would therefore not be necessary to list the petition before the Bench that passed the original order. Consequently, the filing of a prayer for extension of parole in the original petition, and its listing before the concerned Roster Bench, would not fall foul of Practice Directions dated 27.05.2025 issued by the Delhi High Court.
5. Accordingly, the petitioner is directed to file for extension of parole by way of a miscellaneous application in the petition in which the parole was initially granted.



6. The present petition is disposed-of in the above terms.
7. Pending applications, if any, also stand disposed-of.

ANUP JAIRAM BHAMBHANI, J

JANUARY 9, 2026/ak