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

+ **W.P.(CRL) 1284/2026**

SAZID

.....Petitioner

Through: Mr. MK Perwez, Advocate.

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Sanjeev Bhandari, ASC for State
with SI Manisha.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

29.04.2026

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1. By way of the present writ petition, the petitioner seeks grant of parole for a period of 4 weeks, on the ground of medical condition of his wife who has given birth to a baby girl on 22.03.2026, wherein the baby girl had unfortunately expired.
2. In the present case, the petitioner was arrested in connection with FIR No. 423/2012, registered at Police Station Mandawali, Delhi, for offences under Sections 308/325/326/379/34 of the Indian Penal Code, 1860 (hereafter 'IPC'). *Vide* judgment dated 09.05.2025, the petitioner was convicted by the learned Trial Court.
3. The learned counsel for the petitioner submits that the applicant has filed an application before the competent authority seeking grant of parole on the ground that petitioner's wife gave birth to a baby girl on 22.03.2026



and the said child unfortunately passed away and his wife is seriously ill. However, the said application has not been decided till date. It is also stated that the petitioner has now completed three years of incarceration and, in terms of Rule 1210(1) of the Delhi Prison Rules, 2018, is eligible to seek parole. Therefore, it is prayed that the petitioner be granted parole for a period of 03 weeks.

4. The learned ASC for the State submits that the factum of the medical condition of the petitioner's wife has been verified.

5. The Status Report/Verification Report has been handed over to this Court, which reads as under:

“1. That the Petitioner has furnished certain medical documents, including a death certificate of a baby girl child. In order to verify the authenticity of the said documents, Notice under Section 94 BNSS was duly issued to Arihant Hospital, Afzalgarh Road, near Soot Mill, Jaspur-244712. The said notice was served through electronic mode via email and was also followed up with telephonic verification on the contact number 9084224272.

2. That in response to the aforesaid notice, a reply has been received from Arihant Hospital through its official email ID i.e. arihanthospitaljaspur@gmail.com. As per the reply, it has been certified by the hospital that patient namely Shaba Parveen W/o Mohd. Sajid was admitted in Arihant Hospital, where she delivered a stillborn female child on 22.03.2026 and was thereafter discharged. A printout of the email correspondence along with the documents received from the hospital is annexed herewith for kind perusal of this Hon'ble Court.

The undersigned shall abide by the directions passed by the Hon'ble Court.”

6. This Court has **heard** arguments addressed by the learned counsel for the applicant and the learned ASC for the state, and has perused the material available on record.

7. Therefore, in view of the fact that the petitioner has already undergone incarceration of 03 years and also considering the medical



condition of the petitioner's wife, wherein, while she was giving birth to a girl child on 22.03.2026, the girl child unfortunately passed away on the same day.

8. In this view of the above, the present petition is allowed. The petitioner is granted parole for a period of three weeks, subject to the following conditions:-

- i. The petitioner shall furnish a personal bond in the sum of Rs. 10,000/- with one surety of the like amount, who shall be a family member of the petitioner, to the satisfaction of the learned trial court.
- ii. The petitioner shall report to the SHO of the local area, once a week on every Sunday at 10:00 AM, and shall not leave the National Capital Territory of Delhi during the period of parole.
- iii. The petitioner shall furnish a telephone number to the Jail Superintendent on which he can be contacted, if required. After his release, he shall also inform his telephone number to the SHO of the police station concerned.
- iv. Immediately upon the expiry of period of parole, the petitioner shall surrender before the Jail Superintendent.
- v. The petitioner shall furnish a copy of the SLP filed in the Supreme Court to the Superintendent Jail at the time of surrendering.
- vi. The period of parole shall be counted from the day when the petitioner is released from jail.

9. In the above terms, the present writ petition alongwith pending application, stands disposed of.

10. A copy of this order be sent by the Registry to the Jail Superintendent.



11. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

APRIL 29, 2026/vc
GJ