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

\# **CNR No. DLHC010439092026**

\+ W.P.(CRL) 2858/2026

NADEEM .....Petitioner

Through: Mr. Siddharth Yadav and Mr. Anmol Kumar Pandey, Advocates
Mob: 9899284083

versus

STATE (NCT OF DELHI) .....Respondent

Through: Mr. Yasir Rauf Ansari, ASC with Mr. Alok Sharma, Mr. Pavitra Dixit, Advocates for State
SI Meena, PS Nihal Vihar
Mob: 9996503381

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

O R D E R

% 29.10.2026

1. The present writ petition has been filed under Article 226 of the Constitution of India, 1950 ("Constitution") read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ("BNSS"), seeking quashing of the order dated 07th September, 2026, passed by the Deputy Secretary, Home Department, Government of NCT of Delhi ("GNCTD"), rejecting the request of the petitioner for parole.

2. There is a further prayer seeking grant of parole to the petitioner, i.e., Sh. Nadeem, S/o Sh. Munna Khan, for a period of 30 (thirty) days, in connection with the First Information Report ("FIR") being *FIR No.*

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174/2011, under Sections 302/307/34 of the Indian Penal Code, 1860 ("IPC"), registered at Police Station ("PS") Nihal Vihar, Delhi.

3. The petitioner has been awarded rigorous imprisonment for life along with a fine of Rs. 8,000/- (Rupees Eight Thousand only), in default of which to further rigorous imprisonment of 06 (six) months *vide* the order on sentence dated 17th October, 2019, passed by the Court of Additional Sessions Judge ("ASJ") - 02, West, Tis Hazari Courts, Delhi, in Sessions Case, being *SC 58184/2016*.

4. Learned counsel appearing for the petitioner submits that the petitioner seeks parole to maintain family and social ties.

5. He submits that the daughter of the petitioner has attained marriageable age, being approximately 21 years old. Thus, the petitioner needs to find a suitable match for his daughter.

6. Learned counsel appearing for the petitioner submits that the family of the petitioner consists of his aged mother, wife, daughter and two minor sons.

7. He submits that while the younger son of the petitioner is pursuing school education, the elder son of the petitioner is working as a daily wager to financially support the family. Thus, the petitioner hails from the poorest segment of the society.

8. Learned counsel appearing for the petitioner, thus, submits that there is no one in the family of the petitioner, who can find a suitable match and fix the marriage of his daughter.

9. Learned Additional Standing Counsel ("ASC") for the State has handed over to this Court a Status Report, which is taken on record.

10. As per the Status Report filed on behalf of Superintendent, Central Jail Tihar, which is on record before this Court, the petitioner is eligible for

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furlough and his furlough application has already been forwarded to the Competent Authority on 22nd October, 2026.

11. This Court takes note of the submissions made on behalf of the petitioner that the petitioner has already spent more than 15 years in custody.

12. As per the latest Nominal Roll dated 20th October, 2026, furnished by the Jail Authorities, the conduct of the petitioner has been shown to be satisfactory, and the petitioner has been shown to be working as Jail Factory *Sahayak*.

13. This Court notes that as per Rule 1208 (vii) of the Delhi Prisons Rules, 2018 ("DP Rules"), parole can be granted to a convict to maintain family and social ties.

14. This Court also notes that the larger purpose of furlough as well as parole is similar, i.e., with a view to take progressive measures for correctional services.

15. Accordingly, considering the facts and circumstances of the present case, the petitioner is granted parole for a period of 04 (four) weeks, subject to the following conditions:

I. The petitioner shall furnish a personal bond in the sum of Rs. 10,000/- (Rupees Ten Thousand only), with one surety in the like amount, to the satisfaction of the Jail Superintendent;

II. The petitioner shall not leave the National Capital Territory ("NCT") of Delhi, without the prior permission of the Court, and shall ordinarily reside at his address as per the prison records and as mentioned in the petition;

III. The petitioner shall present himself before the Station House Officer ("SHO"), PS Nihal Vihar, Delhi, every Monday between 11:00 AM and

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11:30 AM to mark his presence, however, he will not be kept waiting longer than an hour for this purpose.

IV. The petitioner shall furnish to the SHO, PS Nihal Vihar, Delhi, a cell phone number, on which the petitioner may be contacted in any time and shall ensure that the number is kept active and switched on at all times;

V. The petitioner shall not indulge in any act of omission that is unlawful.

VI. Upon expiry of the period of parole, the petitioner shall surrender before the jail superintendent.

16. The present petition is allowed in the aforesaid terms.

17. Copy of the order be communicated to the concerned Jail Superintendent for information and necessary compliance.

MINI PUSHKARNA, J

OCTOBER 29, 2026
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