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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(CRL) 13/2022 & CRL.M.A. 109/2022

SURENDER KHATRI

.....Petitioner

Through: Mr. Amit Prasad, Ms.
Ruchika Prasad, Mr.
Ayodhya Prasad, Mr.
Harshil Jain & Mr.
Saravjeet Singh, Advs.

versus

STATE

.....Respondent

Through: Ms. Rupali
Bandhopadhyaya, ASC for
the State along with Mr.
Abhijeet Kumar & Ms.
Anisha Gupta, Advs.
SI Deepak Yadav, PS
Mundka.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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26.08.2025

1. Mr. Prasad, learned counsel for the petitioner submits that the learned Court of Sessions could not have exercised the power under Section 156(3) of the Code of Criminal Procedure, 1973 and direct registration of the FIR that too without any status report by the prosecution.
2. He submits that the FIR has been registered for an offence under Section 201 of the Indian Penal Code, 1860 for destruction of evidence only on the statement of the witness that he could not identify the petitioner's vehicle in the absence of alleged sticker not being there in the rear windshield.
3. He vehemently contends that unless the sticker in the rear



windshield had been cited as an evidence, it could not have been alleged that the evidence had been destructed on the sticker being removed.

4. Learned Additional Standing Counsel for the State seeks time to address arguments.
5. On her request, list on 27.10.2025.

AMIT MAHAJAN, J

AUGUST 26, 2025
“SK”