



\$~19

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

+ **CRL.M.C. 17/2026 & CRL.M.A. 27/2026 CRL.M.A. 28/2026**

SHUBHAM GOYAL

.....Petitioner

Through: Mr. Akshay Kumar, Advocate with
petitioner in court.

versus

GOVT OF NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Shoaib Haider, APP for the State.
SI Narender, P.S. Moti Nagar.
Mr. Gaurav Tyagi and Mr. Himanshu
Ahuja, Advocates for R-2.
R-2 in court.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

%

30.01.2026

By way of the present petition filed under section 528 of the Bharatiya
Nagarik Suraksha Sanhita 2023, the petitioner seeks quashing of case FIR
No.337/2025 dated 27.06.2025 registered under sections 281/125(a) of the
Bharatiya Nyaya Sanhita, 2023 at P.S.: Moti Nagar, Delhi, basis
Memorandum of Understanding dated 04.07.2025.

The court has interacted with respondent No.2, who states that he
already had a disability in his right leg; however, the accident led to a further
injury on the same leg. He states that he is now no longer in a position to
drive an e-rickshaw.

Learned counsel for the petitioner alleges that respondent No.2 was
driving under the influence of liquor; and that the accident happened entirely
due to the fault of respondent No.2, who was driving an e-rickshaw without
a number plate or a license.



Other things apart, there is no clarity as to the extent of injuries sustained by respondent No.2, especially in the context of the disability that he already had in his right leg.

In the circumstances, this court is not inclined to quash the FIR *at this stage*.

Issue notice.

Learned APP appears on behalf of the State on advance copy; accepts notice; and seeks time to file status report on the aforesaid aspects.

Let a copy of the MLC and the opinion of the doctor be also placed on record.

Re-notify on 29th April 2026.

Parties are directed to remain present in court on the next date.

ANUP JAIRAM BHAMBHANI, J

JANUARY 30, 2026
ds