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

+ **W.P.(C) 3608/2015 & CM APPL. 40174/2019**

BALISTAR PRASAD

.....Petitioner

Through: Mr. Nayab Gauhar, Mr. Kamran
Khwaja, Advocates.

versus

DEPARTMENT OF LABOUR, GOVT. OF NCT
OF DELHI & ORS

.....Respondents

Through: Ms. Avni Singh, Advocate for R-1 &
4/GNCTD.
Mr. S.K. Sethi, Advocate for R-
6/DLSA.
Mr. K.P. Mavi, Mr. Dinesh Pratap &
Mr. Arvind Bansal, Advocates for R-
8.

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

12.11.2024

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1. The prayers in the present Petition reads as follows:

"1. Issue a writ of Mandamus directing Respondent No. 1, 2, 4, 5 & 7 to formulate a policy for health benefits to those employed in the unorganized sector as setout in ANNEXURE P 8 herein.

2. Issue a direction to Respondents to provide medical care to the petitioner free of cost immediately so that he may recover his eyesight if the same at all be possible.

3. Issue a writ of Mandamus directing Respondent No. 3 and others to frame a policy for erring policemen who do not file FIRs in cognizable offences as was mandated by the Hon'ble Supreme Court in Lalita Kumari v. Govt. of UP.2014 (2) SCC 1.

4. Issue a writ of Mandamus directing Respondent No. 3 and others to frame a policy for compensation to the victims of cognizable offence whose complaints are not registered as FIR within appropriate time.

5. Pass an order to the Respondents to make a provision for online



registration of complaints, especially against erring police officials.

6. Pass an order directing the respondent No. 1 to take disciplinary action against the officers responsible Eg. The SHO and DCP Concerned for failing to register an FIR in case of a cognizable offence.

7. Pass an order directing Respondent No.3 to ensure filing of the FIR in the instant case.

8. Pass an order directing the Respondent No. 9 & 10 to pay a compensation of Rs. Fifty Lacs to the petitioner with some amount being paid immediately.

9. Pass an order directing Respondent No. 6 to provide adequate and proper legal services to the petitioner for legal recourse to be followed by the petitioner herein.”

3. So far as concerns prayer 2, the same is available today in any Govt. Hospital and to that extent, prayer 2 stands satisfied. So far as concerns prayer 5, the same stands satisfied since online registration of complaints is also available in public domain.

4. In relation to prayer 9, learned Counsel for Respondent No.6 submits that the Petitioner is at liberty to approach the Delhi Legal Services Authority for legal services but has not done so.

5. After some arguments, learned Counsel for the Petitioner request for some time to seek instructions in respect of the prayers in the present Petition which survive, given the foregoing.

6. Learned Counsel for Respondent Nos.1 and 4 also submits that she has been recently engaged in the matter and seeks some time to examine the file and make submissions on the next date of hearing.

7. List the matter on 30.01.2025.

TARA VITASTA GANJU, J

NOVEMBER 12, 2024/ ha

[Click here to check corrigendum, if any](#)