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

+ **W.P.(C) 5782/2015 & CM APPL. 10403/2015**

NAVAL KISHORE SHAH

.....Petitioner

Through: Mr. Kush Sharma & Mr. Nishchaya  
Nigam, Advocates.

versus

GOVERNMENT OF NCT OF DELHI & ORS. ....Respondents

Through: Mr. Dhurv Rohatgi, Ms. Chandrika  
Sachdev & Mr. Dhurv Kumar,  
Advocates for R-1 & 3.  
Mr. Bankim Garg, Advocate for R-  
4/DSIIDC

**CORAM:**

**HON'BLE MS. JUSTICE TARA VITASTA GANJU**

**ORDER**

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**06.03.2025**

1. Learned Counsel for the Petitioner submits that the Petitioner is confining his prayer in the present relief to the issue of compensation alone.
2. None appears for Respondent No.2/MCD and Respondent No.5/Delhi Police.
  - 2.1 Issue default Notice to Respondent No.2/MCD and Respondent No.5/Delhi Police through Standing Counsel returnable for the next date of hearing. Let the concerned senior official of Respondent Nos.2 and 5 be present before the Court on the next date of hearing to assist the Court.
3. Learned Counsel for the Petitioner submits that the Division Bench of this Court by a judgment dated 27.09.2018 in LPA 379/2017 captioned ***Rajiv Singhal & Anr. v. MCD (East Delhi Municipal Corporation) & Anr.***



[which judgment has attained finality] has set out the standard formula that is to be applied for calculation of compensation under the Motor Vehicles Act, 1988 (as amended) and the compensation which the Petitioner is seeking would be determined in accordance with the Motor Vehicles Act, 1988 (as amended).

4. Learned Counsel for the Petitioner submits that the calculation of the compensation has been filed by the Petitioner by way of an Affidavit on 10.07.2019, wherein a total of Rs.25,70,400/- has been stated to be due and applicable.

5. The parties shall file their short note in support of their contentions on this issue of the matter, not exceeding two pages each, at least one week before the next date of hearing, along with the compilation of judgments, if any, they wish to rely upon. All judgments sought to be relied upon shall be filed with an index which also sets out the relevant paragraph numbers and the proposition of law that it sets forth.

6. List on 23.04.2025.

7. The parties shall act based on the digitally signed copy of the order.

**TARA VITASTA GANJU, J**

**MARCH 6, 2025/ ha**

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