



\$~1

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

+ **W.P.(C) 3368/2025 & CM APPL. 47076/2026**

OCULAR TRAUMA SOCIETY OF INDIAPetitioner

Through: Mr. Amar Jain & Mr. Amritesh
Mishra, Advocates.

versus

**UNION OF INDIA THROUGH THE MINISTRY OF HEALTH
AND FAMILY WELFARE & ANR.**Respondents

Through: Mr. Amit Tiwari, CGSC along with
Ms. Ayushi Srivastava, Mr. Arpan
Narwal, Mr. Ujjwal Tyagi & Mr.
Kushagra Malik, Advocates for Union
of India.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE TEJAS KARIA

ORDER

% **24.07.2026**

1. Heard Mr. Amar Jain, learned Counsel representing the Petitioner and Mr. Amit Tiwari, learned CGSC representing the Respondents.
2. This Public Interest Litigation Petition seeks a direction to the Respondents to formulate and implement comprehensive guidelines for the safe use of firecrackers with a view to prevent ocular injuries to the members of public and further restricting the use of firecrackers in high-risk areas like densely populated areas, public parks, etc.
3. Further, prayer made in the Petition is that the Respondents be directed to establish a mechanism to monitor and regulate firecracker-related



accidents and injuries and also to introduce penalties for individuals who use firecrackers irresponsibly, particularly when such use causes harm including ocular trauma.

4. An Affidavit has been filed on behalf of Respondent No. 1 enclosing therewith guidelines issued in the year 2026 by the Trauma and Burn Division, Directorate General of Health Services, Ministry of Health and Family Welfare, Government of India which is titled as '*Guidelines for Safe Handling and Use of Firecrackers in India*'. The said guidelines, as observed above have been issued this year and contain detailed instructions to achieve the purpose for which they have been issued.

5. Learned counsel for the petitioner states that the guidelines however, do not provide for any mechanism for implementation and taking penal action in case, breach of the said guidelines is found or established.

6. Since the said guidelines have been framed only in the year 2026 and effect of the said guidelines are yet to be tested, we permit the petitioner to make a representation/suggestion to the authority concerned, raising his grievances in respect of the alleged deficiencies/lacunae in the said guidelines.

7. The representation/suggestion shall be preferred by the petitioner within a fortnight, which shall be attended to and appropriate decision thereon, shall also be taken by the competent authority within three months from the date any such representation/suggestions is made by the petitioner.

8. In case, on a decision to be taken under this order on the representation/suggestion to be preferred by the petitioner, if any grievances still remain, it will be open to the petitioner to institute appropriate proceedings for redressal of his grievances before an appropriate forum,



including filing of a writ petition before this Court.

9. The instant writ petition along with the pending application stands disposed of in the aforesaid terms.

DEVENDRA KUMAR UPADHYAYA, CJ

TEJAS KARIA, J

JULY 24, 2026/A/MJ