

64,65,74,75,76, 77 & 83
% 12.10.2009

Present: Mr.S.K. Sinha and Ms. Seema Kashyap, Advocates for the
petitioners.
Mr. N. Waziri, Standing Counsel with Mr. Shoaib Haider,
Advocate for the respondent-GNCTD.

+ W.P.(C) Nos.12276/2009, 12277/2009, 12296-99/2009 & 12313/2009

In August, 2009, the petitioner had applied for grant of temporary
licence to sell fire crackers during the Dussehra and Diwali period.
Unfortunately, the respondents have taken their time to consider the
application and now at this belated stage have passed the order dated 26th
September, 2009 rejecting the petitioner's application. It is a contention of
the petitioner that the application has been rejected in an arbitrary manner
and on incorrect facts. It is submitted by the counsel for the petitioner that
the petitioner on earlier occasions was granted temporary licence to sell
fire crackers.

The impugned order dated 29th September, 2009, is an appealable
order. The present writ petition will be treated as an appeal on the
petitioner depositing Rs. 200/- with the respondent at the time of hearing.

The hearing will be given to the petitioner in the today afternoon or in the

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physical file have been compared and
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morning and a speaking order will be passed by the respondents dealing with the contentions of the petitioner including that he was earlier granted temporary licence to sell fire crackers.

The writ petition is accordingly disposed of with liberty to the petitioner to challenge the order passed by the Appellate Authority in case the petitioner is aggrieved. The petitioner will be informed on the mobile phone about the date and time of hearing. Counsel for the petitioner will furnish the mobile phone number of the petitioner to Mr. Najimi Waziri, Standing Counsel.

The writ petition and all pending applications are disposed of.

Dasti to the counsel for the parties under signature of the Court Master.


SANJIV KHANNA, J.

OCTOBER 12, 2009

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