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IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 5898/2012 & CM 12145/2012

RINKU KUMAR GUPTA

..... Petitioner

Through : Mr.Lakshay Sawhney, Adv.

versus

N.D.M.C. AND ORS

..... Respondents

Through : Ms.Ritu Bhardwaj, Adv. for NDMC.

Mr.Yogesh Saini, Adv. for Mr.Rajeev
Sharma, Adv. for respondent no.3.

CORAM:

HON'BLE MR. JUSTICE G.S.SISTANI

ORDER

08.10.2012

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1. Present writ petition has been filed by petitioner under Article 226 of the Constitution of India seeking a writ, order or direction to the respondent NDMC not to dispossess the petitioner from his present vending site i.e. the site opposite Janpath Bhawan, New Delhi.
2. As prayed by counsel for the parties present writ petition and application for stay is taken up for final hearing and disposal.
3. As per the writ petition, petitioner, who is a street vendor, has been carrying on his business of selling readymade garments from a site opposite Janpath Bhawan, New Delhi, since the year 2000. Pursuant to the Scheme announced by NDMC for Urban Street Vendors the petitioner made an application to respondent no.1 in the year 2007 for allotment of a regular vending/squatting site under the said scheme. Petitioner was found eligible under the said scheme and his name was included in the list of draw of allottees.
4. On the last date of hearing, this matter was adjourned to enable counsel for the respondent NDMC to obtain instructions. Today, Ms.Ritu Bhardwaj, learned counsel for the respondent NDMC, submits that the name of the petitioner finds mentioned at Sl.

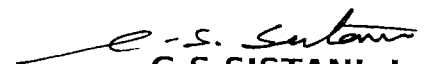
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No.207 in the list of 386 vendors and the petitioner has been allotted a corner towards North, in front of shop no.1 and in front of shop no.30, towards Babu Market, Sarojini Nagar, New Delhi.

5. Learned counsel for the petitioner on instructions submits that petitioner has no objection to the above site allotted to the petitioner by the NDMC.
9. Accordingly, the petitioner shall appear before the Director (Enforcement), NDMC, on 12.10.2012, along with all the relevant documents, to enable the NDMC to process the case of the petitioner. NDMC shall hand over possession of the abovesaid site to the petitioner within two weeks from the date of receipt of all the documents from the petitioner.
6. In view of the stand taken by learned counsel for the respondent NDMC, counsel for the petitioner submits that no further orders are required to be passed in the present writ petition and the application for stay. Accordingly, writ petition and application stand disposed of in above terms.
7. Let copy of this order be given DASTI to counsel for the parties under the signature of Court Master.

OCTOBER 08, 2012
msr

W.P.(C) 5898/2012


G.S.SISTANI, J