



CNR: KAHC010523302026

NC: 2026:KHC:44788
WP No. 23709 of 2026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 19TH DAY OF AUGUST, 2026

BEFORE

THE HON'BLE MR. JUSTICE B M SHYAM PRASAD

WRIT PETITION NO. 23709 OF 2026 (LB-BMP)

BETWEEN:

SRI KRISHNA RAJENDRA
FOOT PATH VEGETABLE AND
GENERALMERCHANTS ASSOCIATION
BENGALURU
REGISTERED UNDER KARNATAKA
SOCIETIES REGISTRATION ACT 1960
REPRESENTED BY ITS SECRETARY
SYED ZABIULLA
S/O SYED FRAKRUDDIN
AGED ABOUT 58 YEARS
R/AT NO. J-78(55)
RANOJI RAO ROAD CROSS
BASAVANAGUDI
BENGALURU - 560 004.

Digitally
signed by
VANAMALA
N
Location:
HIGH COURT
OF
KARNATAKA

...PETITIONER

(BY SRI. SYED PEER ULLA SHA KHADRI., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA BY



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ITS SECRETARY
HOUSING AND URBAN DEVELOPMENT
DEPARTMENT,
M.S BUILDING
BENGALURU - 560001.

2. THE COMMISSIONER B B M P
N R SQUARE
BANGALORE - 560002.
3. THE ASSISTANT REVENUE OFFICER
DEPARTMENT OF REVENUE
S K R MARKET BENGALURU.

...RESPONDENTS

(BY SRI.KENCHEGOWDA., AGA FOR R1;
SRI. PAWAN KUMAR., ADVOCATE A/W
SRI. B.S. KARTHIKEYAN., ADVOCATE FOR R2 & R3)

THIS WP IS FILED UNDER ARTICLES 226 AND 227
OF THE CONSTITUTION OF INDIA PRAYING TO
A) DIRECTING THE RESPONDENTS TO EXECUTE THE
ORDER DATED. 6.4.1993 PASSED BY THIS COURT IN W.P
NO. 31027/1992 VIDE ANNEXURE-B; B) DIRECTING THE
RESPONDENTS TO CONSIDER THE ORDER DATED.
27.08.2019 OF THIS COURT IN WP. NO. 31346/2019
VIDE ANNEXURE-C; C) ISSUE ANY OTHER WRIT OR
DIRECTION TO THE RESPONDENTS NOT TO
DISPOSSESS THE PETITIONER FROM THE DOING
BUSINESS THE TEMPORARY SHED IN THE S.K.R
MARKET BANGALORE.



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THIS PETITION, COMING ON FOR ORDERS, THIS
DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE B M SHYAM PRASAD

ORAL ORDER

The petitioner is a *Society* registered under the Karnataka Societies Registration Act, 1960. The petitioner asserts that it espouses cause of more than 309 Street Vendors [*its Members*] who have been vending in the *K.R. Market Area*, Bengaluru. The petitioner asserts rights in its members not to be disturbed from the *present place* based on the orders of this Court on 27.08.2019 in W.P.No.31346/2019 [LB-BMP] and W.P.No.34776-35083/2019.

2. The petitioner has filed these petitions for directions to the respondents to consider its representation dated 16.04.2012 and not to dispossess its members until there is a decision on this representation. This Court, taking on record the submissions on behalf of the Bruhat Bengaluru



Mahanagara Palike [*now Greater Bengaluru Authority (GBA)*], has disposed of these writ petitions by an order which reads as under:

"4. In view of the submissions of the learned counsel appearing for the parties, since the representation submitted by the petitioner dated 16.04.2012 is not yet considered by the respondents, it is suffice for this Court to direct the respondent Nos.1 and 2 to consider the same in accordance with law, within a period of two months from the date of receipt of a copy of this order."

3. Sri Syed Peer Ulla Sha Khadri, the learned counsel for the petitioner, submits that the petitioner has a right to livelihood and that cannot be disturbed unless there is due consideration of the representations and that it is not even the respondents' case that there is any consideration in terms of this Court's afore order. When queried, the learned counsel for the petitioner is categorical in stating that none of its members have been issued with



the *Street Vending Certificate as envisaged* as required both under the provisions of the Street Vendors [Protection of Livelihood and Regulation of Street Vending] Act, 2014¹ and the Karnataka Street Vendors [Protection of Livelihood, Regulation of Street Vending and Licensing] Scheme, 2020².

4. This Court, on 06.08.2026, has called upon the Joint Commissioner, Bengaluru Central City Corporation to file a report on whether the petitioner's members occupy any area within the *K. R. Market Area* or a footpath and if they are occupying any area within the *K.R. Market Area* or on the footpath, the circumstances under which they could be relocated or asked to cease their business. In compliance the Joint

¹ *This Act in the course of this order is referred to as, 'the Act of 2014'.*

² *This Scheme in the course of this order is referred to as, 'the Scheme of 2020'*



Commissioner of Bengaluru Central City Corporation
has stated the following.

- The area marked and used by the petitioner's members in the *K.R. Market Area* is not earmarked as a *vending space*.
- The area occupied by the petitioner's members is earmarked for vehicular movement which would include movement of Ambulances, Fire Extinguishing Vehicles and Goods vehicles for loading and unloading by authorized Shopkeepers and Traders.

The Joint Commissioner, Bengaluru Central City Corporation has essentially stated that the continued occupation of the area marked for vehicular movement obstructs ingress and egress with potential to result in traffic congestion, accidents and serious public safety issues especially during peak business hours.



5. This Court must also observe that some of those who assert that they have occupied an open space around the quadrangle within the *K.R. Market Area*³ have also approached this Court in W.P.No.21384/2026 [LB-BMP]. On behalf of GBA/its officers it is stated before this Court in such proceedings that the *Temporary Town Vending Committee*, as is required both under the Act of 2014 and the Scheme of 2020, has begun the process of identifying *vending areas* in different assembly constituencies around the *K.R. Market Area* and that the exercise of issuing *Street Vending Certificates* after identifying areas for re-locating the street vendors will be completed within a timeline.

6. The institution and the outcome in W.P.No.31346/2019 [LB-BMP] and W.P.No.34776-35083/2019 satisfy this Court that the petitioner has

³ *The petitioner asserts that its members occupy spaces other than this open space around the quadrangle.*



been espousing the cause of its members for years to protect their vending activities within certain portions of the *K. R. Market Area*. If these members, who have been vending for long but do not occupy *[i] Footpath/s around the K R Market Area or [ii] the Open Area around the quadrangle in the K R Market Area which is being examined in W.P.No.21384/2026 [LB-BMP]*, are to be evicted, it must be in a reasonable manner rather than in an abrupt manner. Further, if the *Temporary Street Vending Committee* is in the midst of an exercise to identify *street vending areas* and issue *Street Vending Certificates* under Act of 2014 and Scheme of 2020, it must be expedited and it should also be open to the petitioner's members to participate in such exercise to be issued with *Certificates*.

7. This Court recognises the rights of the petitioner's members for these limited purposes observing that this right cannot be inferred in those who occupy *[i] Footpath/s around the K R Market*



*Area*⁴ or **[ii]** the Open Area around the quadrangle in the *K R Market Area* which is being examined in W.P.No.21384/2026 [LB-BMP]. However, the balance of interest must also be ensured with the authorities stating that some of the petitioner's members block areas which are used as access for vehicular movement including Ambulances, Fire Extinguishers and Goods Vehicles for loading and unloading.

8. The petitioner's members will have to ensure that there is undisturbed access to Ambulances, Fire Extinguishers and Goods Vehicles for loading and unloading and the authorities must be reasonable rather than taking a broad sweeping action to remove everybody under this ground. It is needless to observe that none of the petitioner's members shall be entitled to construct temporary or permanent structures. In the light of the afore, the following:

⁴ *In view of the direction of the Apex Court to the authorities to ensure that all the footpaths are cleared of encroachments.*



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ORDER

- [A]** The petition stands disposed of directing the Joint Commissioner, Bengaluru Central City Corporation to ensure that the petitioner's members, who have been vending there from 2018-2019 but do not occupy **[i]** *Footpath/s around the K R Market Area* or **[ii]** *the Open Area around the quadrangle in the K R Market Area which is being examined in W.P.No.21384/2026 [LB-BMP]*, are identified and are permitted to occupy such places which would ensure minimal obstruction to the vehicular access.
- [B]** If the Joint Commissioner, Bengaluru Central City Corporation permits any member of the petitioner to vend in terms of the direction above, such permission shall be valid only until *exclusive vending spaces* are identified in the four assembly constituencies around the K. R. Market Area and the *Street Vending Certificates*



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are issued under the Act of 2014/ Scheme of 2020.

[C] The petitioner's members will be at liberty to file an application with the *Temporary Street Vending Committee* for issuance of *Street Vending Certificates* and as part of the ongoing exercise, the *Temporary Street Vending Committee* must ensure that those applications are also considered based on the terms of the Scheme of 2020 and a decision is taken.

[D] It is needless to observe that none of the petitioner's members shall be entitled to construct temporary or permanent structures.

Sd/-
(B M SHYAM PRASAD)
JUDGE

SA
Ct:sr