



2026:DHC:7236-DB



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* **IN THE HIGH COURT OF DELHI AT NEW DELHI***Date of decision: 25th August, 2026**Uploaded on: 27th August, 2026*# **CNR No. DLHC010402772026**+ **W.P.(C) 12493/2026****RURESH GUPTA**

.....Petitioner

Through: Mr. Vipin Kumar, Mr. Aditya, Mr. Anjani Kr. Mishra, Ms. Pralika Chakraborty, Mr. Fareeuddin and Mr. Srejal Mishra, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI & ORS. Respondents

Through: Ms. Meherunnisa A. Jaitley, Mr. Aryan Tyagi and Mr. Jaskeerat Singh Advs. for R1 and R2.

Ms. Vaishali Gupta, Panel Counsel (Civil) GNCTD with Ms. Rashi Aggarwal, Advocate for R3.

Mr. Ajay Kumar, SPC with Mr. Shivam Sharma, Advocate/GP for R4 and R5.

Ms Kadambini Sharma, CGSC with Ms. Shweta Shandilya, GP for R4 & R5.

CORAM:**JUSTICE PRATHIBA M. SINGH****JUSTICE VIKAS MAHAJAN****Prathiba M. Singh, J. (Oral)**

1. This hearing has been done through hybrid mode.
2. The present petition has been filed by the Petitioner under Article 226

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of the Constitution of India, *inter alia*, seeking directions to the Respondents to allow the Petitioner to peacefully vend from the vending site *i.e.*, on the Open Space, Opposite TA-1, Jagdamba Road, Tuglakabad, Central Zone, Ward-S-82, New Delhi.

3. The Petitioner also seeks directions to the Respondents to change the category of the Petitioner in the *provisional* Certificate of Vending (*hereinafter*, 'CoV').

4. The case of the Petitioner is that he is a street vendor, who has been vending from the vending site for several years.

5. He has been issued a *provisional* CoV bearing **URI No. 7905597** under the category of "***Others***" for Central Zone, Ward S-82.

6. The case of the Petitioner is that he wishes to be permitted to operate as a stationary vendor, and not as a mobile vendor. In this regard, reliance is placed upon order dated 16th April, 2026 in **W.P.(C) 5053/2026** titled '***Sheetal Gupta v. Municipal Corporation of Delhi and Ors.***'

7. The photograph of the vending cart of the Petitioner is set out below:





8. The Court has considered the matter. The Petitioner has been issued a *provisional* CoV in the category of '**Others**'. The *provisional* CoV has been issued to the Petitioner with several terms and conditions, which are as under:

Terms & Conditions of the Vending Certificate

1. Vendor shall not have any other permanent or long-term vending certificate.
2. Vending certificate is non-transferable.
3. It is mandatory for the vendor to follow the vending period and zone as determined by TVC or local body.
4. Vendor shall not give his vending certificate on rent in any way.
5. Vendor shall not have any infectious disease.
6. Vendor shall have to take care of hygiene on vending place/zone and nearby area and also take care of public health.
7. Vendor shall display copy of vending certificate on his place/vending site and will produce original documents to TVC/concerned inspector whenever required.
8. Vendor/Squatter shall insure that no hindrance be caused to pedestrian and vehicular moment.
9. Vendor shall not vend/sell any harmful, dangerous and polluted items. It should also be ensured that the quality of the products sold and services provided to the public conform to the prescribed standards of public health, hygienic conditions and safety.
10. The street vendor shall not do any unauthorized/illegal activity.
11. Mobile vendors shall not stay or vend more than 30 minutes or time prescribed by the TVC at place in a vending/squatting zone.
12. Vendors will not block footpaths and will not vend on roads. Vendor should take care of space in front of vending stalls/counters on footpath for pedestrians.
13. Vending certificate can be cancelled or suspended on the basis of violations.
14. Vendor shall not build or construct any kind of permanent or temporary structure at vending site.
15. Seller shall adopt health and hygiene conditions as required by local laws and court orders.
16. Vendor have to follow all the conditions mentioned in Delhi Street Vendors (Protection of Livelihood and Regulation of Street Vending) Scheme, 2019".

9. Accordingly, the Petitioner is bound to abide by the terms and



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conditions, set out above.

10. In addition, the Petitioner has to operate as a mobile vendor in Central Zone Ward-S-82, Delhi and not restrict himself to a particular space.

11. Insofar as the change of category is concerned, the same shall be considered by Town Vending Committee-II, upon being constituted, within a period of three months.

12. Petition is disposed of in these terms. All pending applications, if any, are also disposed of.

PRATHIBA M. SINGH
JUDGE

VIKAS MAHAJAN
JUDGE

AUGUST 25, 2026
aj/sm