

\$~23

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 8195/2016**
DAULAT RAM

..... Petitioner
Through Mr.Kirti Uppal, Sr. Adv. with
Ms.Aastha Dhawan, Ms. Wamika
Trehan, Ms. Gauri P.Desai,
Advocates.

versus

NEW DELHI MUNICIPAL COUNCIL AND ORS

..... Respondents
Through Mr.Sri Harsha Peechara, ASC for
NDMC along with Mr. Mananjay
Mishra, Adv.
Ms.Jyoti Taneja, Advocate for
GNCTD.

CORAM:
HON'BLE MS. JUSTICE INDERMEET KAUR

ORDER
% **19.09.2016**

C.M. No.33971/2016 (exemption)

Exemption is allowed subject to just exceptions. Application disposed of.

W.P.(C) 8195/2016 & C.M. No.33970/2016

Petitioner before this Court is stated to be vending from Tehbazari in front of pavement of Rivoli Cinema, Connaught Place, New Delhi. His submission is that he has wrongly been issued notice dated 03.5.2016 cancelling his Tehbazari permission. This is against the provisions of Section 9 of the Street Vendors (Protection of

Livelihood and Regulation of Street Vending) Act, 2014. His admission submission is that he is protected under Section 3(3) of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014. He has been continuously threatened everyday wherein threat is for his dispossession.

On advance notice, learned counsel for respondent no.1/NDMC has put in appearance. His submission is that the Tehbazari of the petitioner has been rightly cancelled by the aforementioned notice as he is an encroacher sitting at a pavement and is vending from an area in excess what had been permitted to him.

Be that as it may noting the submission and the counter submission of the parties as also the admitted fact that the Town Vending Committee (TVC) of NDMC/R-1 has since been constituted, the grievance of the petitioner, if any, may be addressed before the said TVC.

No further orders are called for in this petition.

Petition disposed of.

INDERMEET KAUR, J

SEPTEMBER 19, 2016

ndn