

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.3.2017

CORAM

THE HONOURABLE MR.HULUVADI G.RAMESH, ACTING CHIEF JUSTICE
AND
THE HONOURABLE MR.JUSTICE RMT.TEEKAA RAMAN

W.P.No.7333 of 2017
and
W.M.P.No.7999 of 2017

Ramanathan Theru Usman Road
Kizhaku Paguthi Small Viyaparigal Sangam
Rep. by Secretary
Regn. No.175/2007
New No.75 M.S. Complex Ranganathan Street
T.Nagar Chennai 600 017 Petitioner

Versus

- 1 State of Tamil Nadu
Rep. by its Secretary to Government
Municipal Administration and water Supplies
Department Fort St. George Chennai 600 009
- 2 Director General of Police
Police Head Quarters Kamarajar Salai
Chennai 600 005
- 3 Commissioner of Police
Greater Chennai Police
No.132 Commissioner Office
Building EVK Sampath Road Vepery
Chennai 600 007
- 4 Commissioner
Corporation of Chennai Rippon Buildings
Chennai 600 003
- 5 Inspector of Police (Law and Order)
R1 Mambalam Police Station
No.1 Madley Road T. Nagar Chennai 600 017
- 6 Hawking Zone Implementation
Committee
(Committee by the Honourable High
Court Madras)
Rep. by Chairman

Justice A.Ramamurthy(Retd.)
7/6 R.A.Puram 3rd Cross Street
Chennai 600 028

7 The Zonal Officer
Zone X Greater Chennai Corporation
No.117 N.S.K. Salai
Kodambakkam Chennai 600 024

Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to constitute the Town Vending Committee in terms of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act 2014 identify the hawking zone formulate the Scheme register the members of the petitioner association whose names are given in the Annexure to the writ petition as Vendors and grant them license to hawk in South Usman Road (From Mustafa Gold Mart to Nalli 100 Shop) and till then forbear the Respondents from preventing/evicting the members of the Petitioners Association from hawking in South Usman Road (From Mustafa Gold Mart to Nalli 100 Shop) in any manner.

For petitioner : Mr.Balan Haridas

For R1 to R3 & R5 : Mr.T.N.Rajagopalan,
Special Govt. Pleader

For R4 & R7 : Mr.A.Nagarajan

ORDER

(Order of the court was made by HULUVADI G.RAMESH, ACJ.)

Heard the learned counsel appearing for the petitioner and Mr.T.N.Rajagopalan, learned Special Government Pleader for respondents 1 to 3 and 5 and Mr.A.Nagarajan, learned counsel for respondents 4 and 7, who take notice on behalf of their respective parties.

2. The writ petition has been filed seeking issuance of a writ of mandamus directing the respondents to constitute the Town Vending Committee in terms of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act 2014 identify the hawking zone formulate the Scheme register the members of the petitioner association whose names are given in the Annexure to the writ petition as Vendors and grant them license to hawk in South Usman Road (From Mustafa Gold Mart to Nalli 100 Shop) and till then forbear the Respondents from preventing/evicting the members of the Petitioners Association

from hawking in South Usman Road (From Mustafa Gold Mart to Nalli 100 Shop) in any manner.

3. It is for the respondents to consider the representation of the petitioner and constitute a Vending Committee and in turn it is for the Vending Committee to identify place for the hawkers and form a scheme, within a period of three months from the date of receipt of a copy of this order. Till then, present position of the members of the petitioner need not be disturbed. The writ petition is disposed of accordingly. No costs. The connected miscellaneous petition is closed.

Sd/-

Asst.Registrar (CS II)

/true copy/

Sub Asst. Registrar

ssk.

To:

- 1 State of Tamil Nadu
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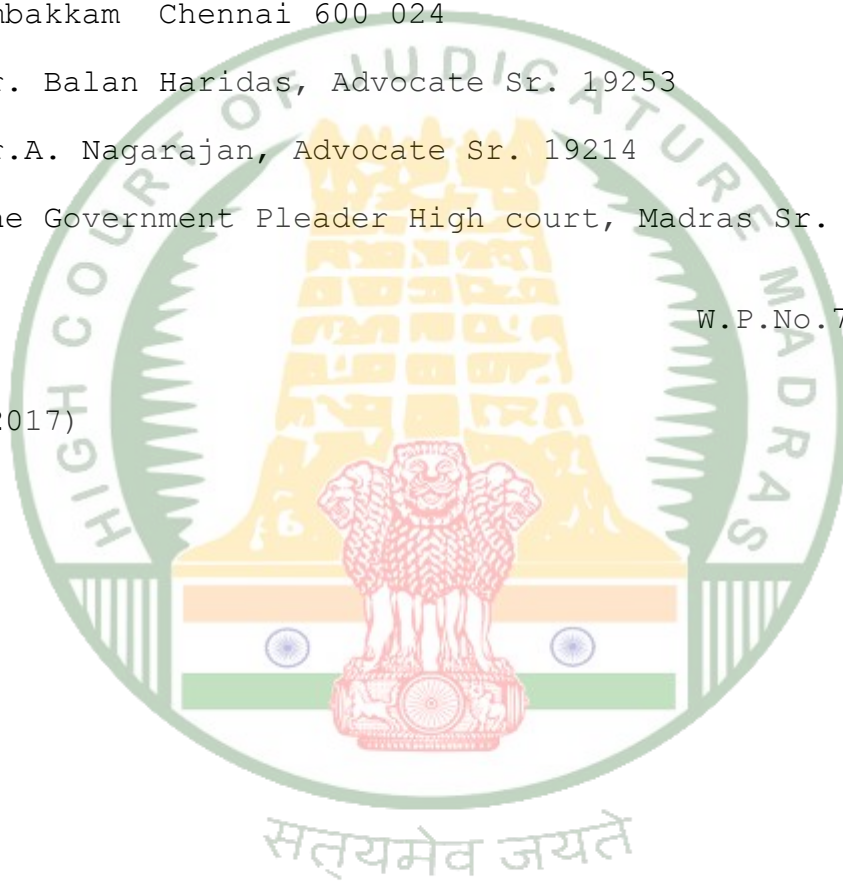
+1cc to Mr. Balan Haridas, Advocate Sr. 19253

+1cc to Mr.A. Nagarajan, Advocate Sr. 19214

+1cc to the Government Pleader High court, Madras Sr. 19509

W.P.No.7333 of 2017

EV(CO)
VR(13/04/2017)



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