

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.02.2018

CORAM:

THE HONOURABLE MR. JUSTICE S. VAIDYANATHAN

W.P.No.30251 OF 2017

M.Nityanandam

... Petitioner

vs.

1. The Commissioner,
Corporation of Chennai,
Ripon Buildings,
Chennai 600 003.

2. The Chairperson/
Zonal Executive Engineer Zone No.5,
(The Township Vending Committee)
Corporation of Chennai,
Basin Bridge Road,
Chennai 600 021.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus, directing the Respondents to consider and pass orders on the Petitioner's representation dated 27.10.2017 as per the provisions of the Street Vendors (Protection of Livelihood Regulation) Act, 2014 made for granting permission/Certificate of Vending and till such time not to disturb with the running of the Petitioner's Bunk Shop at No.63, EVK Sampath Road, (near St. Christopher's Academy, Opposite to AXIS Bank), Vepery, Chennai 600 007, wherein, tea, coffee, snacks and food items are sold.

For Petitioner : Mr.E.Naveen

For Respondents : Mr.T.C.Gopalakrishnan

ORDER

The Petitioner has come up with the present Writ Petition seeking a direction to the Respondents to consider and pass orders on his representation dated 27.10.2017 as per the provisions of the Street Vendors (Protection of Livelihood Regulation) Act, 2014 and till such time not to disturb with the running of his Bunk Shop at No.63, EVK Sampath Road, (near St. Christopher's Academy, Opposite to AXIS Bank), Vepery, Chennai 600 007, wherein, tea, coffee and food items are sold.

2. This Court has already taken a view with regard to the issue in question in **W.P.Nos.32355 of 2017 batch of cases, vide order dated 21.12.2017** and hence, the Petitioner herein cannot be in a better footing than the Petitioners, who are covered by the order cited supra.

3. In view of the above, this Court is of the view that if the Petitioner is found eligible and comes within the enumerated list and fulfills other norms that are prescribed by the Hawking/Vending Committee, his request may be considered by the authorities. However, this will not give any right to the Petitioner to claim the Hawking/Vending Zone or any place in the area that has been allotted to SIDCO.

This Writ Petition is disposed of with the above direction and observation. No costs.

26.02.2018

Index : Yes/No
Internet : Yes/No
Speaking Order : Yes/No

Note to Registry:
Issue copy of this order on or before 11.04.2018

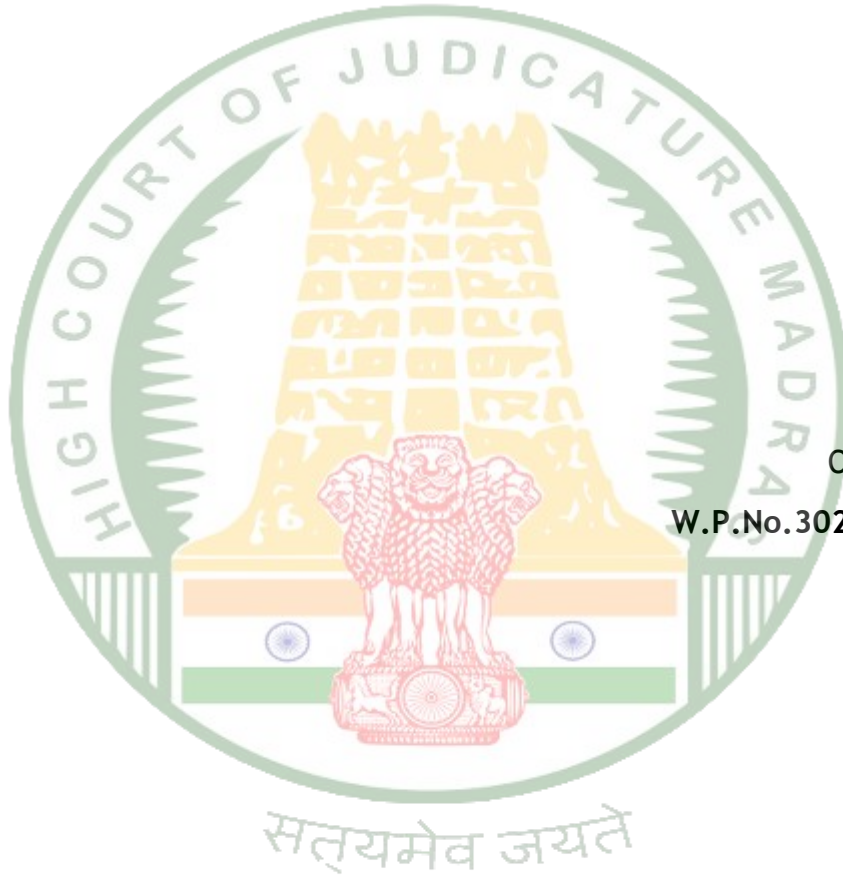
(aeb)

To:

1. The Commissioner,
Corporation of Chennai,
Ripon Buildings,
Chennai 600 003.
2. The Chairperson/
Zonal Executive Engineer,
(The Township Vending Committee)
Zone No.5,
Corporation of Chennai,
Basin Bridge Road,
Chennai 600 021.

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S.VAIDYANATHAN,J.
(aeb)



Order in
W.P.No.30251 of 2017

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