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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 5914/2018

JANARDHAN LAL CHOURASIYA

..... Petitioner

Through: Mr.Sanjay Baniwal, Adv. for Mr.Kamlesh
Kumar Mishra, Advocate.

versus

SOUTH DELHI MUNICIPAL CORPORATION AND ORS

..... Respondents

Through: Mr.Digvijay Rai, Advocate for SDMC.
Mr.Devendra Kumar, Advocate for GNCTD.

CORAM:

HON'BLE MR. JUSTICE G.S.SISTANI

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

% **10.08.2018**

Petitioner claims to be a regular street vendor and is vending at Nagal Village Road, Vasant Kunj, New Delhi. Fear of dispossession at the hands of the respondents has led to the filing of the present writ petition.

Counsel for the petitioner submits that as the rules of the Delhi Street Vendors (Protection of Livelihood and Regulation of Street Vending) Rules, 2017 have been notified, in view of the fact that the elections to the first Town Vending Committee (TVC) stand conducted and the TVC is likely to be formed shortly, he would approach the TVC with all supporting documents. However, he further submits that in case the petitioner is not found vending at the site that may not be a ground alone to reject his case.

Counsel for the respondents, without admitting any of the averments made in the writ petition, has no objection.

Accordingly, the writ petition is disposed of with the following directions:-

(i) The petitioner will approach the TVC as and when it is functional

with all supporting documents; and

- (ii) The TVC will consider the case of the petitioner in accordance with law and merely because the petitioner is not found vending at the site at the time of survey, that by itself would not be a ground alone to reject his case.

We make it clear that we have not expressed any opinion on the merits of the case.

The writ petition stands disposed of.

G.S.SISTANI, J

SANGITA DHINGRA SEHGAL, J

AUGUST 10, 2018
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