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

+ W.P.(C) 11266/2017

PAWAN KUMAR

..... Petitioner

Through Mr. Dharmender Sharma and Ms. Monika
Singh, Advocates

versus

SDMC AND ANR.

..... Respondents

Through Mr. Sri Harsha Peechara, Standing
Counsel with Ms. Vidhi Jain, Advocate
for SDMC.
Ms. Jyoti Taneja, Advocate for GNCTD.
SI Bhagwan Sahai, P.S.Lodhi Colony.

CORAM:

HON'BLE MR. JUSTICE G.S.SISTANI

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

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29.01.2018

This is a petition under Article 226 of the Constitution of India filed by the petitioner. Petitioner claims to be vending at side shop at Eastern Shop no.1A, beside the shoe counter Sai Baba Mandir, Lodhi Road, New Delhi. It is also the case of the petitioner that the petitioner continues to vend at the site till date. Mr. Sharma, counsel for the petitioner submits that apprehending removal at the hands of the officials of the respondents, the present petition was filed.

Mr. Sharma, counsel for the petitioner, at this stage submits that the petitioner only seeks a direction that as and when the Town Vending Committee(TVC) is constituted, the name of the petitioner should be considered.

Counsel appearing on behalf of the respondents without admitting any of the averments made in the writ petition, submits that should the petitioner makes an application with supporting documents before the TVC, the same would be considered in accordance with law.

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

- (i) The petitioner would approach the TVC as and when it is constituted with all the supporting documents;
- (ii) The TVC will consider the case of the petitioner in accordance with law and expeditiously after taking into consideration all the material placed on record.

We make it clear that we have not expressed any opinion on the merits of the matter and this order is being passed without prejudice to the rights and contentions of both the parties.

The writ petition is disposed of.

CM.APPL 46080/2017 also stands disposed of in view of the order passed in the writ petition.

Dasti.

G.S.SISTANI, J

SANGITA DHINGRA SEHGAL, J

JANUARY 29, 2018

pst/

W.P.(C) 11266/2017