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

+ **W.P.(C) 3686/2017**

ASHA

..... Petitioner
Through: Mr. Ramesh Kumar Mishra,
Advocate.

versus

NORTH DELHI MUNICIPAL CORPORATION AND ANR

..... Respondents
Through: Ms. Puja Kalra and Mr. Mukesh
Gupta, Standing Counsels for NDMC.

+ **W.P.(C) 3687/2017**

NANDU

..... Petitioner
Through: Mr. Ramesh Kumar Mishra,
Advocate.

versus

NORTH DELHI MUNICIPAL CORPORATION AND ANR

..... Respondents
Through: Ms. Puja Kalra and Mr. Mukesh
Gupta, Standing Counsels for NDMC.
Mr. Abhinav Singh, Advocate for R-2
with Mr. Satish Malik, SHO.

+ **W.P.(C) 3688/2017**

KARAN

..... Petitioner
Through: Mr. Ramesh Kumar Mishra,
Advocate.

versus

NORTH DELHI MUNICIPAL CORPORATION AND ANR

..... Respondents

Through: Ms. Puja Kalra and Mr. Mukesh Gupta, Standing Counsels for NDMC.

+ **W.P.(C) 3711/2017**

RAJMAN YADAV

..... Petitioner

Through: Mr. Ramesh Kumar Mishra, Advocate.

versus

NORTH DELHI MUNICIPAL CORPORATION AND ANR

..... Respondents

Through: Ms. Puja Kalra and Mr. Mukesh Gupta, Standing Counsels for NDMC. Mr. Abhinav Singh, Advocate for R-2.

+ **W.P.(C) 4062/2017**

RAM AVTAR

..... Petitioner

Through: Mr. Ramesh Kumar Mishra, Advocate.

versus

NORTH DELHI MUNICIPAL CORPORATION & ANR

..... Respondents

Through: Ms. Puja Kalra and Mr. Mukesh Gupta, Standing Counsels for NDMC. Mr. Abhinav Singh, Advocate for R-2.

CORAM:

HON'BLE MR. JUSTICE G.S.SISTANI

HON'BLE MS. JUSTICE JYOTI SINGH

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ORDER
01.04.2019

1. These are petitions filed under Article 226 of the Constitution of India by the petitioners. The petitioners claim to be regular street vendors squatting at the following areas:-

Srl. No.	Name of petitioner	Place of squatting
1.	Ms. Asha	Pavement along Sir Ganga Ram Hospital road, along DDA Wall, Rajender Nagar, New Delhi
2.	Mr. Nand	Pavement along Sir Ganga Ram Hospital road, along DDA Wall, Rajender Nagar, New Delhi
3.	Mr. Karan	Pavement along Sir Ganga Ram Hospital road, along DDA Wall, Rajender Nagar, New Delhi
4.	Mr. Rajman Yadav	Pavement along Sir Ganga Ram Hospital road, along DDA Wall, Rajender Nagar, New Delhi
5.	Mr. Ram Avtar	Pavement abutting DDA Wall, Near Tikona Park, Sir Ganga Ram Hospital Road, New Delhi

2. Learned counsel appearing for the petitioners submits that the Town Vending Committee (TVC) has since been constituted, the petitioners would approach the TVC and, if for any reason, the petitioners are not found squatting, that alone should not be a ground to reject their case.

3. Learned counsel appearing for the NDMC, without admitting any of the averments made in the writ petitions, submits that should the petitioners

make an application with all supporting documents before the TVC, the same would be considered in accordance with law and merely because the petitioners are not found squatting, that itself alone would not be a ground to reject the case of the petitioners.

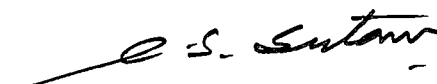
4. Accordingly, the writ petitions are disposed of with the following agreed directions:

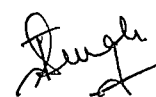
- (i) The petitioners will approach the TVC with all supporting documents; and
- (ii) The TVC will consider the case of the petitioners in accordance with law and merely because the petitioners are not found vending at the site at the time of survey, that by itself would not be a ground alone to reject their case.

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

6. The writ petitions stand disposed of in above terms.

7. *Dasti.*


G.S.SISTANI, J



JYOTI SINGH, J

APRIL 01, 2019

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