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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.09.2021

CORAM:

THE HONOURABLE Mr. JUSTICE N.ANAND VENKATESH

W.P. No. 18149 of 2021

H. Balaraman
S/o. R. Harikrishnan Running Bunk Shop
Near Door No.1, Gnana Street,
T.Nagar, Chennai - 17.

..Petitioner

Vs.

The Chairperson/Zonal Executive Engineer (Zone No.9),
(The Township Vending Committee)
Nungampakkam,
Chennai 600 034.

..Respondent

Prayer: Writ petition is filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus directing the Respondent to consider and pass orders on the petitioner's representation dated 31.07.2021 as per the provision of the Street Vendors (Protection of Livelihood Regulation) Act, 2014 and till such time not to disturb with the running of the petitioner's bunk shop at near Door No.1, Gnana Street, T.Nagar, Chennai - 17. Wherein selling Tea, Coffee, Snacks and other food items by using LPG Gas stove.

For Petitioner : M/s.R. Kamaraj

For Respondent : M/s.P.T. Ramadevi
Standing Counsel

O R D E R

This petition has been filed to consider the representation given by the petitioner, as per the provision of the Street Vendors (Protection of Livelihood Regulation) Act, 2014 and till such time not to disturb with the running of the petitioner bunk shop near Door No.1, Gnana Street, T.Nagar,



Chennai - 17. Wherein selling Tea, Coffee, Snacks and other food items by using LPG Gas stove.

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2. The brief facts of the writ petition is as follows:

The petitioner is running a bunk shop Door No.1, Gnana Street, T.Nagar, Chennai - 17. Wherein he is selling Tea, Coffee, Snacks and other food items by using LPG Gas stove. The petitioner had applied before the Town Vending Committee to issue a Street vending I.D Card and also given all the details, as required by the respondent. However, enumeration process was not done in a proper manner by the private agencies, to whom the above work was handed over. Further, the officials of the respondent frequently visited the petitioner's shop and threatened to remove the shop. Hence, the petitioner has given a representation dated 31.07.2021 to the respondent requesting to conduct enumeration process for issuing ID Card and grant permission/certificate of vending for continuing his bunk shop business in the above place. But, it was not considered. Hence this Writ Petition.

3. According to the petitioner, He is running a bunk shop and as per the provisions of the Street Vendors (Protection of Livelihood Regulation) Act, 2014, the State Government has to form a Township Vending Committee and take steps to regulate street vending and still such time, the business of the street vendors shall not be interfered.

4. Mrs.P.T. Ramadevi, takes notice for the respondent/corporation.

5.The learned counsel appearing for the respondent/Corporation submitted that the representation was given by the petitioner only on 31.07.2021 and sought time to consider the same.

6. Taking note of the fact that the petitioner has given a representation to run a bunk shop and the same is pending for a limited prayer, and also considering the submission made by the counsel for the respondent, this court is inclined to direct the respondent to consider the petitioner's representation and pass appropriate orders on merits and in accordance with law, as early as possible within a period of twelve weeks from the date of receipt of a copy of this order.



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7. with the above observation, the writ petition is disposed of. No costs.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

RAP/RR

To

1.The Chairperson/Zonal Executive Engineer (Zone No.9),
(The Township Vending Committee)
Nungampakkam,
Chennai 600 034.

+1cc to M/s.R.Kamaraj, Advocate, S.R.No.43836

+1cc to M/s.P.T.Ramadevi, Advocate, S.R.No.43966

W.P.No. 18149 of 2021

RR(CO)
SU(17/09/2021)