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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.09.2021

CORAM:

THE HONOURABLE Mr. JUSTICE N.ANAND VENKATESH

W.P. No. 19019 of 2021

Abdul Rahim Ashfiq
7/1 Sarathammal Street,
Thiyagaraya Nagar,
Chennai 600 017.

..Petitioner

Vs.

1. The Commissioner
Corporation of Chennai,
Rippan Buildings, Chennai.-600003

2. The Chairperson/Zonal Executive Engineer (Zone No.61),
(The Township Vending Committee)
Corporation of Chennai,
Nungambakkam,
Chennai 600 008.

..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 12.08.2021 as per the provisions at 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 Friends Snack Center and near Hotel Park Plaza, Ponniammam Koil Street, Egmore, Chennai District. Wherein selling tea, coffee and food items by using LPG Gas Stove.

For Petitioner : M/s.K. Prabhakaran

For Respondent : M/s.P.T. Ramadevi
R1 & R2 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 Hotel Park Plaza, Ponniammann Koil Street, Egmore, Chennai District. Wherein selling tea, coffee and food items by using LPG Gas Stove.

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

The petitioner is running a bunk shop near Hotel Park Plaza, Ponniammann Koil Street, Egmore, Chennai District. Wherein he is selling tea, coffee and 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 12.08.2021 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, she 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 12.08.2021 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.

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

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Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

RAP/RR

To

1. The Commissioner
Corporation of Chennai,
Rippan Buildings, Chennai.-600003
2. The Chairperson/Zonal Executive Engineer (Zone No.61),
(The Township Vending Committee)
Corporation of Chennai,
Nungambakkam,
Chennai 600 008.

+1cc to M/s.K. Prabhakaran, Advocate, S.R.No.45666
+1cc to M/s.P.T. Ramadevi , Advocate, S.R.No.45943

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KSM(CO)
CT(20/09/2021)