



WEB COPY

W.P.No.17383 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.07.2024

CORAM:

THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

W.P.No.17383 of 2024

A.Rajkumar

... Petitioner

versus

1. The Commissioner
Corporation of Chennai
Ripon Buildings,
Chennai 600 003.

2. The Zonal Officer (Zone No.8),
Corporation of Chennai,
Shenoy Nagar,
Chennai 600 031.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, forbearing the respondents, their officials or anybody claiming through them from interfering with the running of the petitioner's bunk shop at Opposite to No.71-72, Madeline Apartment, Spur Tank Road, Chetpet, Chennai 600 031 wherein selling tea, coffee, snacks, tiffin and other food items therein till the Township Vending Committee decides the issue on the petitioner's application dated 22.03.2024 as per the provision of the Street Vendors (Protection of Livelihood Regulation) Act, 2014.



For Petitioner : Mr.R.Kamaraj
For Respondent : Mr.D.B.R.Prabhu
Standing Counsel

ORDER

This Writ Petition has been filed praying for issuance of a Writ of Mandamus, forbearing the respondents, their officials or anybody claiming through them from interfering with the running of the petitioner's bunk shop at Opposite to No.71-72, Madeline Apartment, Spur Tank Road, Chetpet, Chennai 600 031 wherein selling tea, coffee, snacks tiffin and other food items therein till the Township Vending Committee decides the issue on the petitioner's application dated 22.03.2024 as per the provision of the Street Vendors (Protection of Livelihood Regulation) Act, 2014.

2. Heard the learned counsel appearing for the petitioner and the learned Standing Counsel appearing for the respondents.

3. It is the case of the petitioner that he is running a bunk shop at Opposite to No.71-72, Madeline Apartment, Spur Tank Road, Chetpet, Chennai 600 031 in which he is selling Tea, Coffee, Snacks, fruit juice, cool



drinks and other foods items for the past several years. The Central Government has enacted “The Street Vendors (Protection of Livelihood Regulation) Act, 2014” safeguarding the “Street Vendors” by regulating their business. By the above Act, 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. Since the State Government and the local body have not taken any steps to regulate the street vending, the respondents to be refrained from interfering with the petitioner's business of running bunk shop in the above mentioned place. While so, the officials of the respondents are frequently visiting the bunk shop and threatening the petitioner to remove his shop stating that the same is unauthorised as he has not applied before the Township Vending Committee and obtained direction from this Court. Therefore, on 22.03.2024 the petitioner submitted an application in Form III of the Act before the 2nd respondent for certificate of Vending.

4. Considering the limited nature of the relief sought for in the present Writ Petition, there shall be a direction to the respondents to place the papers before the Vending Committee to enable the Vending Committee



to process the same whether the petitioner is eligible or not. Until a decision is taken on the representation dated 22.03.2024, the respondents shall not take any coercive steps against the petitioner by removing the bunk shop.

5. This Writ Petition is disposed of accordingly. No costs.

04.07.2024
(3/3)

Speaking order / Non-speaking order

Index : Yes / No

Neutral Citation : Yes / No

dpq

To

1. The Commissioner
Corporation of Chennai
Ripon Buildings,
Chennai 600 003.

2. The Zonal Officer (Zone No.8),
Corporation of Chennai,
Shenoy Nagar,
Chennai 600 031.



WEB COPY

W.P.No.17383 of 2024



V.BHAVANI SUBBAROYAN, J.

dpq

W.P.No.17383 of 2024

(3/3)

04.07.2024