



\$~31

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

+ **W.P.(C) 413/2024**

DEEPAK

..... Petitioner

Through: Mr. Bharat Aggarwal and Mr.
Himanshu Aggarwal, Advs.

versus

NEW DELHI MUNICIPAL COUNCIL & ANR. Respondents

Through: Mr. Chetanya Singh, ASC for R/
NDMC.

Mr. Divyam Nandrajog and Mr.
Mayank Kamra, Advs for R-2.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

% **11.01.2024**

CM APPL. 1846/2024 & CM APPL. 1847/2024

1. Exemption is allowed, subject to all just exceptions.
2. Application is disposed of.

W.P.(C) 413/2024

3. The petitioner has filed the present writ petition, *inter alia*, praying that respondent no. 1 (Town Vending Committee) be directed to conduct the survey of the petitioner in a time bound manner. The petitioner also prays that his representation be decided in accordance with law.
4. The learned counsel appearing for the respondents submit that a survey will be held shortly and in terms of paragraph 1.1.12 of the Delhi Street Vendors (Protection of Livelihood and Regulation of Street Vending) Scheme, 2019, all persons claiming to be street vendors would be provided an opportunity to submit evidence in support of their claim that they are/were engaged in street vending. He submits that this would be



irrespective of whether a street vendor has been found at the given site.

5. In view of the above statement, the petitioner's grievance regarding holding of the survey and for his representations to be considered is addressed.

6. The petitioner also prays that he may not be disturbed from carrying on his trade from the site that is adjacent to side wall of Shop No. 18, Sarojini Nagar Market, New Delhi.

7. The learned counsel for the respondents state that there are large numbers of street vendors who are claiming that they are/were carrying on their trade in Sarojini Nagar Market. However, the said market cannot sustain the number of persons who have approached this Court. The learned counsel submit that the actual survey will determine whether the petitioner can be permitted to carry on his trade at the aforesaid site in the Sarojini Nagar Market.

8. In view of the above, we do not consider it apposite to pass any orders to the said effect.

9. The petition is disposed of.

VIBHU BAKHRU, J

TARA VITASTA GANJU, J

JANUARY 11, 2024

aks

Click here to check corrigendum, if any