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

\+ **W.P.(C) 616/2024**

GAJENDRA KUMAR

..... Petitioner

Through: Mr.Rajinder Kumar, Advocate.

versus

GOVERNMENT OF NCT OF DELHI AND ORS

..... Respondents

Through: Mr.Divyam Nandrajog, Panel Counsel and Mr.Jatin Dua, Advocate for R1 and R4.
Mr.Akshay Verma, ASC for NDMC.

CORAM:
HON'BLE MR. JUSTICE VIBHU BAKHRU
HON'BLE MR. JUSTICE RAVINDER DUDEJA

O R D E R

% 16.01.2024

CM APPL. 2722/2024

1. Exemption is allowed, subject to just exceptions.

2. The application stands disposed of.

W.P.(C) 616/2024 CM APPL. 2721/2024

3. The petitioner has filed the present writ petition, inter alia, praying that respondent no. 3 (Town Vending Committee) be directed to conduct the survey of the petitioner in a time bound manner and issue a certificate of vending in favour of the petitioner.

4. The learned counsel appearing for the respondents submits 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

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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 as well as regarding issuance of certificate of vending, is addressed.

6. The petitioner also prays that he may not be disturbed from carrying on his trade from the site that is near Shop No.39, adjacent to school wall, Sarojini Nagar Market, New Delhi.

7. The learned counsel for the respondents states 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 submits 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. Pending application, if any, also stands disposed of.

VIBHU BAKHRU, J

RAVINDER DUDEJA, J

JANUARY 16, 2024
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Click here to check corrigendum, if any

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