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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 2725/2024**
SURENDRA SINHA

..... Petitioner

Through: Mr.Bibhuti Bhushan Mishra,
Mr.Kamlesh Kumar Misrha,
Mr.Dipak Raj, Ms.Sanishti Solomon,
and Ms.Tripti Juyal, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI AND ORS

..... Respondents

Through: Ms.Tajinder Viridi, SC and
Ms.Vaidehi Rastogi, Advocate for
MCD.
Mr.Divyam Nandrajog, PC and
Ms.Surbhi Soni, Advocate for R3 to
R5/GNCTD.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

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23.02.2024

1. The petitioner has filed the present petition, *inter alia*, praying that directions be issued to the respondents to allow the petitioner to peacefully vend at the vending site described as "Near Exit Gate, SPM Marg, Old Delhi Railway Station, City SP Zone, Ward-84-N" without any let or hindrance being caused any public officials.
2. The petitioner also prays that directions be issued to the Municipal Corporation of Delhi (**MCD**) to correct the nomenclature in the column of type of vendor as mentioned in the Certificate of Vending (**COV**) from 'Others' to 'Stationary Vendors'.
3. In so far as the prayer for change of the category is concerned, the



learned counsel appearing for the petitioner submits that the petitioner would file a representation to such effect and requests that directions be issued for consideration of the same.

4. The learned counsel appearing on behalf of the MCD has no objection to this. It is accordingly so directed.

5. In so far as the prayer that the petitioner be allowed to vend at the given site is concerned, the learned counsel appearing on behalf of the MCD submits that the petitioner would not be disturbed from carrying on his vending activities, subject to the same being carried on strictly in terms of the COV in an area of the vending site, which is not declared as a non-vending zone.

6. The petitioner has not been allotted any fixed site and one of the conditions of the Terms and Conditions in the COV is that the petitioner would not stay at any particular site beyond 30 minutes or such other time as may be fixed by the Town Vending Committee.

7. The learned counsel for the MCD is bound down to the above statement.

8. The petition stands disposed of in aforesaid terms.

VIBHU BAKHRU, J

TARA VITASTA GANJU, J

FEBRUARY 23, 2024

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Click here to check corrigendum, if any