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

+ **W.P.(C) 6838/2024**

**RAM LAKHAN AND ORS**

..... Petitioner

Through: Ms. Kawalpreet Kaur and Mr. Nayab  
Gauhar, Advs.

versus

**GOVERNMENT OF NCT OF DELHI AND ORS..... Respondents**

Through: Ms. Puja Kalra, SC with Mr. Virendra  
Singh, Adv. for MCD.  
Mr. Anubhav Gupta, Panel Counsel  
(Civil) with Mr. Surya Ketu Tomar,  
Mr. Varun Garg and Ms. Suksham  
Gupta, Advs. for R-1 and 3.

**CORAM:**

**HON'BLE MR. JUSTICE VIBHU BAKHRU**

**HON'BLE MS. JUSTICE TARA VITASTA GANJU**

**ORDER**

**14.05.2024**

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1. The petitioners (8 in number) have filed the present petition claiming to be street vendors carrying on their respective vending activities in the area of Chandni Chowk Patri, City-SP Zone, Ward-N-90, Delhi-110006, *inter alia*, praying that they be allowed to carry on their vending activities without any hindrance by the public officials. They further pray that directions be issued to the Town Vending Committee (TVC) to amend their Certificates of Vending (COV). The details of the petitioners as set out in the petition are reproduced below:

| <b>Petitioner No.</b> | <b>Name</b> | <b>COV No.</b> | <b>Date of issue</b> | <b>Vending Area</b>     |
|-----------------------|-------------|----------------|----------------------|-------------------------|
| 1.                    | Ram Lakhan  | URI:9297379    | 7.11.2021            | City-SP Zone, Ward-90-N |



|    |                       |             |           |                         |
|----|-----------------------|-------------|-----------|-------------------------|
| 2. | Pawan Kumar Sharma    | URI:7981268 | 7.11.2021 | City-SP Zone, Ward-90-N |
| 3. | Dilip Kumar Diwidi    | URI:2860546 | 7.11.2021 | City-SP Zone, Ward-90-N |
| 4. | Mohammad Ahasan       | URI:4466646 | 3.2.2022  | City-SP Zone, Ward-90-N |
| 5. | Santosh Kumar Jaiswal | URI:6934812 | 7.11.2021 | City-SP Zone, Ward-90-N |
| 6. | Afshan Meraj          | URI:3999011 | 3.2.2022  | City-SP Zone, Ward-90-N |
| 7. | Ram Prasad Yadav      | URI:3274292 | 7.11.2021 | City-SP Zone, Ward-90-N |
| 8. | Naveen Rastogi        | URI:5125033 | 7.11.2021 | City-SP Zone, Ward-90-N |

2. Issue Notice. The learned counsel for the respondents accepts notice. The learned counsel for the MCD submits that, at the present stage, the petitioners have been issued interim COVs. They have not been allocated any specific site and, therefore, cannot claim any right to carry on vending activities from a fixed place. She submits that the COVs carry a specific stipulation that the street vendors would not carry on their vending activities from a fixed place for more than 30 minutes or such time as may be fixed by the TVC. She further states that after a survey is completed, the second TVC



will consider the question of whether any fixed site can be allocated to the street vendors in accordance with the vending plan that may be framed by the local authority in consultation with the TVC.

3. The learned counsel appearing for the petitioners submits that the petitioners would be satisfied, if at present, directions are issued to permit the petitioners to carry on vending activities strictly in accordance with the terms and conditions of COVs, till a fresh decision in this regard is taken by the second TVC. The learned counsel for the MCD has no objection to the said prayer.

4. In view of the above, the present petition is allowed to the limited extent as set out above. The respondents are restrained from interfering with the vending activities carried out by the petitioners provided that the petitioners strictly comply with the terms and conditions of their COVs.

5. The petition is disposed of in the aforesaid terms.

**VIBHU BAKHRU, J**

**TARA VITASTA GANJU, J**

**MAY 14, 2024/r**

[Click here to check corrigendum, if any](#)