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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 15232/2023 & CM APPL. 60964/2023**

SAROJ KUMAR

..... Petitioner

Through: Mr. Ram Narayan Singh, Adv.

versus

GOVT OF NCT OF DELHI & ORS.

..... Respondents

Through: Mr. Divyam Nandrajog, Panel
Counsel, GNCTD with Mr. Jatin Dua,
Adv. for R-1 & 3.

Mr. Ashish Tiwari, ASC with Mr.
Anurag Tiwari and Mr. Sahib Patel,
Adv. for R-2.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

15.01.2024

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1. The petitioner has filed the present petition *inter alia* praying as under:

“A. Direct the Respondents not to dispossess or obstruct or disturb the Petitioners in carrying on her [sic-his] trade from her [sic-his] site i.e. A-Block, Outside the boundary wall of Palika Awas, In front of Fish Market, Sarojini Nagar, New Delhi, in terms of section 3(3) of the street vendors {Protection of Livelihood and Regulation of Street Vending} Act 2014 and;

B. Direct the Respondents/Town Vending Committee to conduct the survey of the Petitioner within time bound manner and to issue certificate of vending in favour of the Petitioner as per the provisions of the Street Vendors {protection of livelihood and regulation of street vending} Act 2014.”

2. The petitioner claims that he was selling permissible goods (vegetables and spices) from a vending site described as A-Block, Outside the boundary wall of Palika Awas, in front of Fish Market, Sarojini Nagar,

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New Delhi. He alleges that the officials of the NDMC have on a number of occasions removed him from the site and thrown away his goods. He states that goods have also been confiscated from time to time.

3. According to the NDMC, the petitioner is not permitted to vend at the given site. It is stated that the petitioner's name did not feature in the list of 628 unauthorised vendors who were operating at the relevant time and are covered by protective orders passed by this Court.

4. Learned counsel for the respondents submitted that there are large number of street vendors who claim that they are entitled to vend from sites located in Sarojini Nagar, however, the capacity of market is insufficient to support such large numbers of vendors.

5. The learned counsel for the respondents state that a survey would be conducted shortly by the Town Vending Committee (TVC).

6. In view of the above, relief as sought by the petitioner cannot be granted.

7. We direct that the concerned TVC shall consider the petitioner's representation dated 25.10.2023 a copy of which is annexed to this petition. The petitioner will also be at liberty to furnish appropriate documents during the course of the survey.

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

10. All pending application(s) stand closed.

VIBHU BAKHRU, J

TARA VITASTA GANJU, J

JANUARY 15, 2024/SA
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[Click here to check corrigendum, if any](#)
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