



W.P.(MD).No.19395 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 17.07.2025

CORAM

THE HONOURABLE MR.JUSTICE C.SARAVANAN

W.P(MD).No.19395 of 2025
and
W.M.P(MD) No.14915 of 2025

1. M.Ramanathan
2. O.Karuppasamy
3. Surendiran
4. Senthamarai
5. M.Sarathkumar
6. Kulam Nabi Azath
7. P.Krishnan

... Petitioners

Vs.

- 1.The District Collector,
Office of the District Collector,
Tiruchirappalli District.
- 2.The Commissioner,
Trichy Municipal Corporation,
Tiruchirappalli City.
- 3.The Assistant Commissioner,
The Assistant Commissioner Office,
Ponmalai Zone,
Tiruchirappalli City.

...Respondents



W.P.(MD).No.19395 of 2025

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents herein from in any manner disturbing the peaceful conduct of street vending business by the petitioners herein situated at Asbhi hotel opposite, Rakeins road, Near Thiruvalluvar Bus stand, Ponmalai Zone, Thiruchirappalli City and by consider petitioners' representation, dated 13.06.2025.

For Petitioner : Mr. B.Jameelarasu

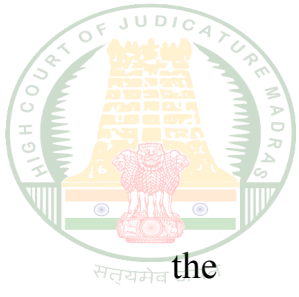
For R1 : Mr.C.Satheesh
Government Advocate

For R2 and R3 : Mr.K.R.Kishore Ram
for M/s.R.B.Law Associates

ORDER

This Writ Petition is disposed of at the time of admission after hearing the learned counsel for the petitioners and the learned Government Advocate appears on behalf of the respondent No.1 and the learned counsel for the respondent No.2.

2. This Writ Petition has been filed by these petitioners, who are the street vendors, who have been doing business of vending miscellaneous items / goods in various locations, to restrain the respondents from in any manner disturbing



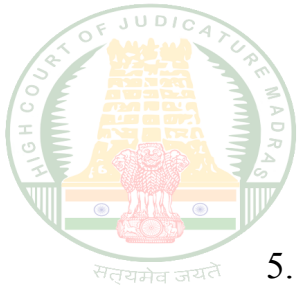
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peaceful conduct of street vending business by the petitioners situated at Asbhi hotel opposite, Rakeins road, Near Thiruvalluvar Bus stand, Ponmalai Zone, Thiruchirappalli City by considering the petitioners' representation, dated 13.06.2025.

3. It is stated that the respondents are threatening to evict the petitioners without a vending zone having been identified by the Town Vending Committee, as mandated under the provisions of the Tamil Nadu Street Vendors (Protection of Livelihood and Regulation of Street Vending) Scheme, 2015.

4. The learned counsel for the petitioners would submit that the Town Vending Committee has been constituted after the elections were held. It consists of about 15 members, out of which, six members are from the street vendors. It is submitted that the Town Vending Committee is yet to identify the vending zone.



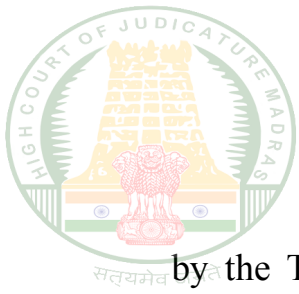
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5. It is further submitted that though the petitioners have been issued with ID card and no vending zone has been identified, the respondents are threatening to evict the petitioners from the present location, where the petitioners are sitting and carrying on their business.

6. Specifically, the learned counsel for the petitioners would draw attention to Section 3(3) of the Act, as per which, no street vendor shall be evicted or as the case may be relocated till the survey specified in sub-section(1) is completed and a certificate of vending is issued to all the vendors.

7. It is submitted that till date, the certificate of vending as is contemplated in Section 3(3) and Section 4 of the aforesaid Act, also has not been issued till date. Therefore, there is an imminent threat that the petitioners may be evicted without identification of the vending zone and issuance of the certificate of the vending.

8. On the other hand the learned counsel for the respondent Nos.2 and 3 would submit that there is no immediate proposal to shift the petitioners from the present location of their business as the vending zone is yet to be identified



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by the Town Vending Committee. It is further submitted that however, once vending zone is identified and certificate of vending is issued, the petitioners will have to vacate and should not squat and carry on the business in the present location.

9. Apart from that, the learned counsel for the respondent Nos.2 and 3 would submit that petitioner No.7 is carrying on his business in Vellore District, which falls under the jurisdiction of the Principal Bench of this Court at Chennai, and therefore, the said petitioner can seek relief only from the Principal Bench and not before this Bench.

10. Considering the arguments made by the learned counsel for the petitioners and the learned Government Advocate and the learned counsel for the respondent Nos.2 and 3, this Writ Petition is disposed of in so far as petitioner Nos.1 to 6. The respondent shall await for identification of the vending zone and issuance of the certificate of vending as is contemplated under Section 3(3) and Section 4 of the aforesaid Act. Once vending zone is identified and certificate of vending is issued, the petitioner Nos.1 to 6 shall vacate the present location without any protest in terms of the aforesaid Act.



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11. With the above directions, this Writ Petition is disposed of insofar as petitioner Nos.1 to 6 are concerned, and is dismissed as against petitioner No.7, as he can seek relief only from the Principal Bench of this Court at Chennai. Consequently, the connected Miscellaneous Petition is closed. No costs.

17.07.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

Indu

To

- 1.The District Collector,
Office of the District Collector,
Tiruchirappalli District.
- 2.The Commissioner,
Trichy Municipal Corporation,
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- 3.The Assistant Commissioner,
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C.SARAVANAN, J.

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