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

+ **W.P.(C) 14845/2025 & CM APPL. 61037/2025, 61038/2025**

DHARMENDER KASHYAP

.....Petitioner

Through: Ms. Shivani Verma, Ms. Mansi and
Mr. Siddharth Sarup, Advs. for Mr.
Kamlesh Kr. Mishra, Adv.

versus

MUNICIPAL CORPORATION OF DELHI AND ORS

.....Respondents

Through: Ms. Puja S. Kalra, Standing Counsel
for MCD.

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

24.09.2025

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W.P.(C) 14845/2025

1. Heard.
2. The Certificate of Vending ('COV') indicates that petitioner is permitted to use the gas cylinder in the course of vending activities. However, under *Condition No. 11*, the petitioner categorized as a mobile vendor, cannot stay at any specific location for more than *30 minutes*. It is difficult to reconcile these two conditions.
3. In such an eventuality, *Condition No. 11* of the COV has to be held to be directory and not mandatory *qua* the petitioner. However, we are equally sensitive to the nature of vending certificate being provisional, and we make it clear that it shall always be open for the respondents to issue final Vending Certificate, if so required, by modifying the said condition after giving an



opportunity of hearing.

4. Accordingly, the present petition stands disposed of.
5. Pending applications, if any, are rendered infructuous.
6. Order be uploaded on the website of this Court.

NITIN WASUDEO SAMBRE, J

ANISH DAYAL, J

SEPTEMBER 24, 2025/MK/zb