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

+ **W.P.(C) 19185/2025**

RAJNESH RATHORE AND ORS.

.....Petitioners

Through: Mr. Sanjay Baniwal, Ms. Manisha
and Mr. R.K. Seewal, Advs.

versus

**MUNICIPAL CORPORATION OF DELHI AND
ORS.**

.....Respondents

Through: Ms. Namrata Mukim, Standing
Counsel for MCD with Mr. Sanjay
Kumar, AO, CNZ, MCD.
Mr. Vikram Singh Dalal, SPC and
Mr. Mrityunja Mahendra, GP with
Mr. Pankaj Kumar, Adv. for R-2 & 3.

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **19.12.2025**

1. The learned counsel for the petitioner states that the prayer *clause I* is not pressed. That being so, the petition stands disposed of to the extent of prayer *clause I*.
2. As regards the prayer *clause II* is concerned, the learned counsel for the respondent states that if the petitioners approach the respondent by tomorrow, i.e., 20th December 2025, at 11:00 AM, the competent authority shall deal with the request of petitioners for release of the goods in accordance with the provisions of the *Street Vendors (Protection of*



Livelihood and Regulation of Street Vending) Act, 2014.

3. The learned counsel for the petitioners states that all the petitioners shall report to the enforcement authority tomorrow, i.e., 20th December 2025, at 11:00 AM, for release of the goods.
4. The respondent accordingly may pass appropriate orders within a period of 24 hours.
5. Having regard to the grounds raised in the petition, such petitioners who are holding vending certificate for *food/snacks with gas cylinder/fire* cannot be termed as mobile vendors, and condition no.11 to that effect in the vending certificate, in case, if the vending activities are permitted with the use of *gas cylinder/fire*, stands absolved.
6. In that view of the matter, the petitioners with Certificate of Vending ('COV') having condition use of *gas cylinder/fire* cannot be termed as the mobile vendors.
7. We further make it clear that, as far as condition no. 11 is concerned, it is always open for the respondents to take out independent proceedings for modification of the said clause regarding the vending activity, viz. the use of *gas cylinder/fire*.
8. As such with the above observations and clarifications, the petition stands disposed of.
9. Order be uploaded on the website of this Court.

NITIN WASUDEO SAMBRE, J

ANISH DAYAL, J

DECEMBER 19, 2025/sky/as