IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.10460 of 2026

Sukadev Das …. ***Petitioner***
Mr. Prateek Dash, Advocate

-versus-

State of Odisha & Others …. ***Opp. Parties***
Mr. Siba Narayan Biswal,
Additional Standing Counsel

CORAM:

JUSTICE K.R. MOHAPATRA
JUSTICE SANJAY KUMAR MISHRA

ORDER
09.04.2026

Order No.
01.

1. This matter is taken up through Hybrid Mode.

2. Petitioner in this Writ Petition seeks protection under the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (for brevity, 'the Act') and Odisha Street Vendors (Protection of Livelihood and Regulation of Street Vending) Scheme, 2015 (for brevity, 'the Scheme') and prays for a direction not to evict him from the place where he is running his business and earning livelihood.

3. It is submitted by Mr. Dash, learned counsel for the Petitioner that the Petitioner is running a Food Shop (Mahaveer Hotel) in Ward No.2, Government Land, Bansi Vihar, Nandankanan Road, Bhubaneswar, Khordha, Odisha, 751024 and is earning his livelihood. He was issued with a provisional certificate of trade license which was valid for a period of 15 days with effect from 5th April, 2026. The Petitioner has filed an application before the Town Vending Committee of Bhubaneswar Municipal Corporation (Opposite Party No.3) to issue certificate of street vending in his favour and settle him

at any vending zone. The application in Form II was submitted on 3rd April, 2026 which is still pending with the Authority. During pendency of the said application, steps are being taken to evict him from the place, where he is running his business and earning livelihood. Thus, finding no other alternative, this Writ Petition has been filed.

4. Taking note of the submission made by Mr. Dash, learned counsel for the Petitioner and the order proposed to be passed, we feel that keeping the matter pending before this Court awaiting instruction from the Bhubaneswar Municipal Corporation will not serve any purpose.

5. Accordingly, the Court without expressing any opinion on the merits of the case of the Petitioner for issuance of a street vending certificate in his favour, disposes of the Writ Petition with a direction that on production of certified copy of this order along with a copy of application stated to have been filed in Form II of the Scheme for issuance of street vending certificate, the same shall be considered by the Town Vending Committee, Bhubaneswar Municipal Corporation-Opposite Party No.3 as expeditiously as possible within a period of one month therefrom, in accordance with law and decision taken thereon shall be communicated to the Petitioner forthwith.

Urgent certified copy shall be granted on proper application.

(K.R. Mohapatra)
Judge

(S.K. Mishra)
Judge

Sashikant

Signature Not Verified
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Signed by: MADHUSMITA SAHOO
Reason: Authentication
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