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

+ W.P.(C) 566/2024

MOHAMMAD SAMJAD AND ORS Petitioner

Through: Mr. Yashaswi S. K. Chocksey and
Mr. Ankit Singh, Advs.

versus

MUNICIPAL CORPORATION OF DELHI
AND ANR

..... Respondent

Through: Ms. Shweta Priya, Adv for MCD.
Mr. Pramod Kumar and Mr. Aamir
Shoaib, Advs for R-2/ SHO.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

% **15.01.2024**

CM APPL. 2537/2024

1. Exemption is allowed, subject to all just exceptions.
2. Application is disposed of.

W.P.(C) 566/2024 & CM APPL. 2536/2024

3. Petitioners have filed present petition, *inter alia* praying as under:-

“a.) Allow the present petition and issue a writ in the nature of mandamus or any other writ of similar nature, directing the Respondents to allow the petitioners as mentioned in the memo of parties to peacefully vend in terms of the Certificate of Vending issued by Respondent No. 1; and/or;

b.) Issue a writ in the nature of mandamus or any other writ of similar nature, directing the Respondents to follow due procedure as enumerated in the Street Vendors Act, 2014 and Government of National Capital Territory of Delhi Street Vendors (Protection of Livelihood and Regulation of Street



Vending) Scheme, 2019 while, as and when, seizing the goods of the petitioners and allocation of space; and/ or;”

4. The petitioners state that they have been vending from the designated site i.e. Yusuf Sarai Market, Hauz Khas, New Delhi and although they have been protected under Section 3(3) of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014, they are being harassed and removed from their site by the respondents.
5. The learned counsel appearing for the respondents states that if the petitioners follow the conditions as stipulated in the Certificate of Vending, they shall not be removed/prevented from carrying on their activity of street vending.
6. The learned counsel for the petitioners submits that he is satisfied with the aforesaid statement made by the respondents.
7. The petition is, accordingly, disposed of.

VIBHU BAKHRU, J

TARA VITASTA GANJU, J

JANUARY 15, 2024

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Click here to check corrigendum, if any