

Bacchu Singh Paharia vs New Delhi Municipal Council & Anr on 16 February, 2023

Author: Siddharth Mridul

Bench: Siddharth Mridul

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IN THE HIGH COURT OF DELHI AT NEW DELHI

W.P.(C) 12459/2022

BACCHU SINGH PAHARIA

..... Petitioner

Through: Mr. Dharmender Sharma,
Advocate.

versus

NEW DELHI MUNICIPAL COUNCIL & ANR.

..... Respondent

Through: Mr. Sri Harsha Peech
Additional Standing Counsel with
Ms. Medha Gaur, Advocate.
Mr. Gautam Narayan, ASC
GNCTD with Ms. Asmita Singh,
Mr. Unmukt Gera & Mr.
HarshitGoel, Advocates.

CORAM:

HON'BLE MR. JUSTICE SIDDHARTH MRIDUL

HON'BLE MR. JUSTICE GAURANG KANTH

ORDER

% 16.02.2023 The present writ petition under Article 226 of the Constitution of India, has been instituted on behalf of the petitioner, praying as follows:

"It is therefore, most respectfully prayed that this Hon 'ble Court may be pleased to:-

a) Direct the Respondent no. 1 and 2 allow the petitioner to operate at his given vending site i.e. Near Shop No.36, Sarojini Nagar Market New Delhi till the final decision taken by the Town Vending Committee after completion of Survey.

b) Issue a Writ, Order or Direction in the nature of Pass such other or further orders, as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case."

Mr. Gautam Narayan, learned Additional Standing Counsel (Civil) appearing on behalf of the GNCTD states that the survey to be conducted by the duly constituted Town Vending Committee, shall commence forthwith, in accordance with the provisions of the Street Vendors (Protection of Livelihood and Regulation of Street vending) Act 2014, as well as the Delhi Street Vendors

(Protection of livelihood and regulation of street vending) Rules, 2017 and The Government of National Capital territory of Delhi Street Vendors (Protection of livelihood and regulation of street vending) Scheme, 2019.

Mr. Sri Harsha Peechara, learned Additional Standing Counsel appearing on behalf of NDMC states, that they shall render assistance, as may be required by the GNCTD, in this behalf.

Directed accordingly.

No further relief is prayed for.

With the above directions, the writ petition is disposed of accordingly. Pending applications also stand disposed of.

Copy of the order be given dasti to learned counsel appearing on behalf of the parties.

SIDDHARTH MRIDUL, J.

GAURANG KANTH, J.

FEBRUARY 16, 2023/at [Click here to check corrigendum](#), if any