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

+ **CONT.CAS(C) 896/2024**

SURENDER KUMAR AND ORS.

..... Petitioners

Through: Mr. Kamlesh Kr. Mishra, Ms. Bibhuti
Bhushan Mishra, Mr. Avinash
Kumar, Mr. Dipak Raj, Ms. Renu and
Ms. Manya Mishra, Advocates.

versus

**SH KAPIL GOYAL CEO DELHI CANTONMENT BOARD AND
ORS.**

..... Respondents

Through: Mr. Divyam Nandrajog and Mr.
Prakhyat, Advocates for R-3, 4, 5 & 8
Mr. R.K. Dhawan, SC with Ms. Nisha
Dhawan, Mr. V.K. Teng, Ms. Shivani
Taneja and Ms. Anwesha Singh,
Advocates for R-6

**CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA**

**ORDER
27.05.2024**

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1. The present petition has been filed alleging willful disobedience of the order dated 24th January, 2024 passed by Division Bench in W.P.(C) 1086/2024, wherein, the following directions have been issued:

“xxx xxx xxx

5. In view of the above, the present petition is allowed. It is directed that till the further decision is taken by the DCB and the TVC, the police authorities shall not remove the petitioners or interdict them from carrying their vending activities at the given site (which falls



within the jurisdiction of the DCB). This is subject to the conditions that right of way is not obstructed in any manner and no permanent or semi-permanent structure are made. The petitioners shall not occupy an area (open to sky) more than 6ft by 4ft. It is also clarified that the Delhi Police authorities are not precluded from taking any action against the petitioners, if there is violation of any law.

xxx xxx xxx”

2. It is submitted that despite the aforesaid directions, the police authorities are disturbing the petitioners, and not allowing them to carry out their vending activities.
3. Issue notice. Notice is accepted by learned counsel appearing for the respondent nos. 3, 4, 5, 6 and 8.
4. Let notice be issued to respondent nos. 1, 2 and 7.
5. Learned counsel appearing for the respondent nos. 3, 4, 5 and 8, i.e., SHO, Police Station, Sadar Bazar Road, submits that he has instructions to file a Status Report.
6. Let Status Report be filed by the SHO, Police Station, Sadar Bazar Road within a period of four weeks.
7. Rejoinder thereto, if any, be filed within two weeks, thereafter.
8. Re-notify on 5th September, 2024.

MINI PUSHKARNA, J

MAY 27, 2024

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