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

+ W.P.(C) 2243/2022 & CM APPL. 18235/2022

SUMIT VERMAPetitioner

Through: Ms. Kawalpreet Kaur, Adv.

versus

GOVERNMENT OF NCT OF DELHI AND ORSRespondent

Through: Ms. Vaishali Gupta, Panel Counsel
(Civil) GNCTD with Ms. Ishika B.,
Adv. for R-1/GNCTD.

Mr. Mukul Singh, CGSC with Mr.
Aryan Dhaka, Adv. for R-7.

Mr. Sriharsha Peechara, SC with Mr.
Akshat Kulshreshtha and Mr. Soumit
Ganguli, Advs.

24

+ W.P.(C) 823/2024 & CM APPL. 8714/2024

RAJENDER KUMAR GUPTAPetitioner

Through: Mr. Piyush Kr. Singh, Ms. Shivani
Verma, Advs.

versus

MUNICIPAL CORPORATION OF DELHI AND
ORS

.....Respondents

Through: Mr. Anubhav Gupta, Panel Counsel
(Civil) GNCTD with Ms. Ishika, Adv.

25

+ W.P.(C) 2265/2024



SHIV PRASAD AND ORS

.....Petitioners

Through: Mr. Aditya, Mr. Vipin Kumar, Ms. Pralika Chakraborty, Ms. Anjani Kumar Mishra and Mr. Kailash Kr. Jha, Advs.

versus

MUNICIPAL CORPORATION OF DELHI AND
ORS

.....Respondents

Through: Mr. Tushar Sanny, SC for MCD with Ms. Shaoni, Adv.
Mr. Abinav Garg, Panel Counsel for GNCTD with Ms. Pallavi Raj, Adv.

26

+ W.P.(C) 4918/2024

MOHIT VALECHA AND ORS

.....Petitioners

Through: Ms. Kawalpreet Kaur, Adv.

versus

GOVT. OF NCT OF DELHI AND ORS

.....Respondents

Through: Mr. Himanshu Pathak, SPC with Mr. Amit Singh, Advs. for R-3.
Mr. Anubhav Gupta, Panel Counsel (Civil) GNCTD with Ms. Ishika, Adv.

27

+ W.P.(C) 7895/2024

CHARAN SINGH AND ORS

.....Petitioners

Through: Mr. Aditya, Mr. Vipin Kumar, Ms. Pralika Chakraborty, Ms. Anjani Kumar Mishra and Mr. Kailash Kr. Jha, Advs.



versus

CHAIRMAN, TVC-I, SHAHDARA SOUTH ZONE
AND ORS.

.....Respondents

Through: Mr. Tushar Sanny, SC for MCD with
Ms. Shaoni, Adv.
Mr. Anubhav Gupta, Panel Counsel
(Civil) GNCTD with Ms. Ishika, Adv.

28

+ W.P.(C) 206/2025 & CM APPL. 885/2025

CHANDER MOHAN

.....Petitioner

Through: Mr. Amritesh Mishra and Mr. Rahul
Bajaj, Advs.

Versus

MUNICIPAL CORPORATION OF DELHI

.....Respondent

Through: Adv. (appearance not given)

29

+ W.P.(C) 11364/2025

RINKU LAL

.....Petitioner

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

Versus

MUNICIPAL CORPORATION OF DELHI AND
ORS.

.....Respondents

Through: Adv. (appearance not given)

30

+ W.P.(C) 11385/2025

GIRRAJ

.....Petitioner



Through: Adv. (appearance not given)

MUNICIPAL CORPORATION OF DELHI AND
ORS.

.....Respondents

Through: Ms. Beenashaw N. Soni, SC for MCD
with Ms. Mansi Jain and Ms. Katyani
Malhotra, Adv.
Mr. J.K. Tripathi, SPC for R-2 & 3.

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
16.10.2025

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1. The issues which are germane and common to all these petitions *inter alia* relate to the issue of categorisation supplied in the *Certificate of Vending* ('**COV**') issued to petitioners.
2. Counsel for petitioners have stressed on *Section 6(1)* of the *Street Vendor Protection of Livelihood and Regulation of Street Vending) Act, 2014*, which expressly provides for only three categories of vending viz. a) *stationary vendor* b) *mobile vendor* c) *any other category as may be specified under the scheme*. This also resonates in the *GNCTD Street Vendor Protection of Livelihood and Regulation of Street Vending Scheme, 2019* in particular in *clause 6.1.1*.
3. Quite to the contrary and adverse to this, the provisional *COVs*, which have been issued till date have not specified the categories of vending and in most of the *COVs*, vendors are considered as *mobile vendor*, thereby subject to *clause 11* of the terms and conditions of *COV*, mandating that the vendors



will move from point to point every 30 minutes.

4. This issue was considered by this Court 03rd April 2024, and directions were given to respondents no.1, 2 & 3 to jointly examine the said issue and furnish a response. Direction was also issued for a meeting to be conducted between the *Additional Chief Secretary (Government of National Capital Territory of Delhi)*, the *Commissioner (MCD)* and the *Chairman of the TVC* to deliberate the issue and arrive at a possible *interim arrangement*.

5. On the subsequent date 30th May 2024, the status report had been filed indicating that high level meeting was held on 15th May 2024. For ease of reference the minutes of meetings which were placed on record are extracted hereinbelow:-

“5. The subject matter was deliberated at length in terms of the provisions of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 and Rules framed there under and Delhi Street Vendors Scheme, 2019 and it was decided as under:

(i) TVC shall be advised to align the terms and conditions of COV with Delhi Street Vendors Scheme, 2019 in future and indicate that “the Mobile vendor shall not stop for a period of more than 45 minutes” therein.

(ii) The COVs holders shall be treated as mobile vendors for all practical purposes till the time TVC categorize them otherwise. However, they may be allowed for a period upto 45 minutes at one place.

(iii) Mobile Vending category will continue till the finalization of vending plan by second TVC which will be constituted after completion of survey (survey is yet to complete) in pursuance of para 3.3.2 of Street Vending Scheme, 2019 by the first TVC.”

6. The Court observed on 30th May 2024 that *“the said provisions*



expressly provides that the street vendors shall not evicted. By treating all street vendors as mobile street vendors, the concerned authorities are in effect overcoming the said statutory provisions. They are in effect evicting/removing the street vendors after every thirty minutes.”

7. Further the Court noted as under:

“3. This Court has also not been provided any data or explained any mechanism, whereby any record of how long a particular street vendor has been carrying a street vending at a particular spot is ascertained. It, prima facie, appears that MCD officials along with the police authorities carry on effective raids for evicting street vendors without reference to the duration for which they are vending as in any event they consider them as mobile vendors.

4. In the circumstances, increasing the period of time for which a street vendor may carry on a street vending from a fixed place from thirty minutes to forty five minutes does, not address the issues required to be addressed.”

8. In this view of the matter, the Court directed the counsel for the respondents to take instructions as to a *possible interim plan* in order that all street vendors are not evicted on daily basis.

9. It is informed that these orders are not complied with yet.

10. Counsels for the MCD states that the survey for the MCD areas is underway and survey in eight zones is almost complete whereas regards four zones, there are some issues relating to the membership of the TVC. In any event, counsel states on instructions from *Mr. Neeraj Kumar, Assistant Commissioner* who is present in Court that the said survey will be completed within three months.

11. Thereafter, post a review period of 21 days, provisional COVs will be



issued within 15 days. Thereafter it will await the institution of TVC II which will finalise the vending plan and issue the final COV.

12. As regards NDMC, the survey is now complete and the provisional COVs have been issued and the draft vending plan has already been formulated and submitted for approval of the GNCTD.

13. Considering that the conclusion of this process is still open ended, it will be necessary for the MCD and the NDMC to comply with the directions issued on 30th May 2024, in particular, by taking into account the specific observations and concerns which were expressed by this Court in the said order.

14. It is further noted that in consonance of order dated 09th December 2024 in W.P.(C) 2265/2024, titled as “*Shiv Prasad And Ors. vs. Municipal Corporation of Delhi And Ors.*”, the status reports/responses/affidavits can be filed in the said matter which will be the *lead matter* in this batch of petitions. Copies of the same will be supplied to the respective counsels for the petitioners.

15. Interim orders, if any, in any of these petitions to continue.

16. Re-notify on 19th January 2026.

NITIN WASUDEO SAMBRE, J

ANISH DAYAL, J

OCTOBER 16, 2025/sky