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

+ W.P.(C) 7460/2025, CM APPL. 33355/2025, CM APPL. 33356/2025

SAROJINI NAGAR MARKET THAREJA TEHBAZARI
VENDORS ASSOCIATION

.....Petitioner

Through: Mr. Jai Sahai Endlaw, Mr. Ashish
Kumar, Advocates (M:8989810577)

versus

NEW DELHI MUNICIPAL COUNCIL & ANR.Respondents

Through: Mr. Sriharsha Peechara, SC-NDMC
with Mr. Akshat Kulshreshtha, Mr.
Akhilesh Loya, Advocates for NDMC
(M:8209994704)
Ms. Urvi Mohan, MNr. Naman Jain,
Advocates for R-2/GNCTD
(M:7718992441)

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

27.05.2025

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CM APPL. 33355/2025 (Exemption)

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

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3. The present writ petition has been filed against the demolition of regularized sheds which have been installed by the petitioner, at the instance of respondent no. 1.
4. Learned counsel for the petitioner submits that petitioner- association represents the interest of 92 street vendors, who are duly verified by the Thareja Committee, and are vending in the Sarojini Nagar Market. The said 92 verified street vendors are authorized persons, who have been carrying



out their vending activities from the market in question.

5. Learned counsel for the petitioner submits that in order to carry out their vending activities, the members of the petitioner sought permission from respondent no. 1 to place temporary sheds/*chattris* over their vending site, in order to protect themselves, from the harsh weather conditions.

6. Thus, *vide* order dated 13th April, 2018, the respondent no. 1 regularized the sheds/*chattris* placed by the verified vendors.

7. Attention of this Court has been drawn to *Annexure P-4*, attached along with the present petition, wherein, such permission has been granted to the members of the petitioner- association.

8. Attention of this Court has also been drawn to the photographs attached along with the present petition, to show the nature of shed being put by the members of the petitioner-association. One such photograph is reproduced as under:





9. By referring to the aforesaid photograph, learned counsel for the petitioner submits that only shed has been installed by the members of the petitioner-association, and that they were carrying out their activities lawfully.

10. However, on 17th May, 2025, the respondent no. 1 carried out a demolition exercise in the Sarojini Nagar Market, and without issuing any notice to the petitioner, the sheds installed by the members of the petitioner-association were removed.

11. Thus, the present writ petition has been filed.

12. Issue notice. Notice is accepted by learned counsel for the respondents.

13. Learned counsel for respondent no. 1 submits that as per *Annexure P-4*, which is a letter dated 13th April, 2018, issued by the Enforcement Department of New Delhi Municipal Council (“NDMC”), the use of shed/*chattri* was allowed only in the cases of extreme sun/rain, and the said shed/*chattri* was to be foldable and was to be folded while closing the unit.

14. He further submits that the sheds were not being folded by the members of the petitioner-association.

15. Responding to the same, learned counsel for the petitioner submits that there are extreme weather conditions nowadays and the temperatures are soaring very high. He, thus, submits that in order to protect the goods of the members of the petitioner-association, and in order to allow the members of the petitioner-association to carry out their vending activities in a humane manner, they may be allowed to put the sheds/*chattris*.

16. Considering the submissions made before this Court, it is directed that the members of the petitioner-association shall be allowed to put a shed/*chattri* over their vending site.



17. However, it is clarified that the said shed shall be foldable and temporary in nature, and shall be folded back in the evening when the members of the petitioner-association, leave their vending site.

18. The members of petitioner-association shall also remove their vending goods at the time when they leave the site in the evening.

19. Let reply be filed within a period of four weeks. Rejoinder thereto, if any, be filed within a period of two weeks, thereafter.

20. Re-notify on 16th July, 2025.

MAY 27, 2025/au

MINI PUSHKARNA, J.