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

+ **CONT.CAS(C) 1026/2025**

RAJEEV GOSWAMI

.....Petitioner

Through: Ms. Renu, Mr. Aakash Tiwari and
Ms. Samishti Soloman, Advs. for Mr.
Kamlesh Kr. Mishra, Adv.

versus

SHRI ASHWANI KUMAR & ORS.

.....Respondents

Through: Ms. Puja S. Kalra, SC, MCD.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

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28.04.2026

1. A status report has been filed on behalf of the Municipal Corporation of Delhi (MCD) wherein it has been stated as under:

“4. That despite the aforesaid constrain in compliance of the orders of this Hon'ble Court considering the exceptional condition of disability of the petitioner he was suggested alternative sites i.e. Sadar Bazar, Ward No.72, Near Pratap Nagar Metro Station (Sabzi Mandi Station Road) and Civil Line Ward No.73, Battery Lane Tirath Ram Hospital, during the course of I hearing and to which petitioner submitted that he will consider the locations in order to give an affirmative response to MCD. However, till date, no response has been received from the petitioner.”

2. Learned counsel for the petitioner submits that the alternative sites offered are at a considerable distance from where the petitioner is presently vending in terms of the order dated 10.07.2024, passed by the Division Bench in W.P.(C) 8273/2024 (read with order dated 15.07.2025, passed in these proceedings).

3. Let the MCD make an endeavour to offer any alternative site to the petitioner which is more proximate to the existing vending site of the



petitioner viz. *the footpath at Esplanade Road, Cycle Road, Photo Market Side, City SP Zone, Ward-84-N.*

4. Let the MCD also consider offering an alternative site in Shahdara.
5. Let the same be done expeditiously and a status report be filed by the MCD within a period of four weeks from today.
6. It is made clear that for now, the interim protection afforded to the petitioner vide order dated 10.07.2024 passed by the Division Bench in W.P.(C) 8273/2024 is being continued. However, it shall be incumbent on the petitioner to opt for one of the fixed sites offered by the MCD.
7. List for further consideration on 07.09.2026.

SACHIN DATTA, J

APRIL 28, 2026/cl