



2025:PHC:W.P.11073-DB

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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 11073/2024

BHARAT BHUSHAN

.....Petitioner

Through: Mr. Kotla Harshvardhan and Mr.
Anmol Gupta, Advs.

versus

MUNICIPAL CORPORATION OF DELHI & ANR.....Respondents

Through: Ms. Tajinder Viridi, Standing Counsel,
MCD (Mob: 9818834444
/9718834444)

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE RAJNEESH KUMAR GUPTA

ORDER

% **13.05.2025**

1. This hearing has been done through hybrid mode.

CM APPL.28784/2025 (for urgent relief)

2. This is an application for early hearing filed by the Petitioner seeking urgent relief in the nature of issuance of directions for preventing the Petitioner from being evicted from the vending spot. The matter is otherwise listed for hearing on 3rd July, 2025 with the other batch matters wherein the lead matter is *W.P. (C) 2265/2024* titled *Shiv Prasad & Ors. v. Municipal Corporation of Delhi & Ors.*

3. This Court has heard the Id. Counsels for the Petitioner and the Respondent on the urgent relief being sought herein.

4. According to Id. Counsel, the Petitioner, being a 100% visually handicapped person, ought to be able to erect a permanent *khokha/booth* bearing in mind the principle of reasonable accommodation under the Rights



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of Persons with Disabilities Act, 2016. Thus, Id. Counsel for the Petitioner prays that this matter may be listed separate from the batch matters.

5. A perusal of the order dated 18th November, 2024 passed by this Court shows that a direction has been passed to the effect that the Petitioner cannot be evicted from the vending spot and he shall be permitted to carry out his vending activity, so long as no permanent structure of *khokha/booth* is erected by him. The said order is reiterated for the time being. The Petitioner is also permitted to participate in the survey being conducted by the Town Vending Committee.

6. The application is disposed of in the above terms.

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7. List on 8th July, 2025 for hearing. Let Id. Counsel file written submissions.

8. Previously fixed dates i.e. 3rd July, 2025 and 7th August, 2025 stand cancelled.

PRATHIBA M. SINGH, J.

RAJNEESH KUMAR GUPTA, J.

MAY 13, 2025/dk/ss