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

+ **W.P.(C) 16625/2024**

SH SANJAY GUPTA & ORS.Petitioners

Through: Mr. Sanjay Padam Jain, Adv.

versus

MUNICIPAL CORPORATION OF DELHI & ORS.Respondents

Through: Ms. Shweta Singh, Adv. for Ms.
Shilpa Ohri, ASC for MCD.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MADHU JAIN

ORDER

% 10.03.2026

1. This hearing has been done through hybrid mode.
2. The present petition has been filed by the Petitioners under Articles 226 and 227 of the Constitution of India, *inter alia*, seeking directions to the Respondents to not dispossess the Petitioners from the sites near Keshav Puram, Netaji Subhash Place, behind Max Hospital, Pitampura, New Delhi as also NSPD-Mall Complex, Pitampura, New Delhi.
3. The Petitioners claim to be *Tehbazari* holder at the designated sites.
4. The stand of the Municipal Corporation of Delhi (*hereinafter*, 'MCD') is that the area near Keshav Puram, Netaji Subhash Place, behind Max Hospital, Pitampura, New Delhi as also NSPD-Mall Complex, Pitampura, New Delhi are non-squatting areas. The Petitioners had earlier applied for issuance of Certificates of Vending (*hereinafter*, 'CoV'). However, the CoVs which have been issued permit them to vend only in squatting and vending areas and not in non-squatting/non-vending areas.



5. The list collating the squatting and vending places in the said areas have been attached with the affidavit on record, by the MCD. The said affidavit was filed in February, 2025. More than a year has passed and no rejoinder has been filed.
6. In addition, a further short affidavit has also been filed by the MCD. As per the same, it is stated that when a survey was conducted in 2014, under the Street Vendors (Protection of Livelihood and regulation of Street Vending) Act, 2014, and the CoVs were issued to the Petitioners. However, they cannot be permitted to squat in the non-squatting/non-vending areas.
7. The Id. Counsel for the Petitioner is appearing virtually and seeks an adjournment.
8. No further adjournments shall be granted in this matter.
9. List on 19th March, 2026 in the ***Supplementary List***.

PRATHIBA M. SINGH, J.

MADHU JAIN, J.

MARCH 10, 2026
b/sm