

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**TUESDAY, THE TWENTY EIGHTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

WRIT PETITION NO: 22473 OF 2016

Between:

1. P Lakshmi, W/o. P. Narsimha, Aged about 40 years, Occ Street Vending
2. Smt. K. Bhagya Lakshmi, W/o. Nagalaxmi Reddy, Aged about 45 years, Occ: Street Vending
3. Smt. K. Mahalakshmi, W/o.Late Rami Reddy, Aged about 38 years, Occ: Street Vending
4. S. K. Bhasha, S/o.Adam, Aged about 30 years, Occ: Street Vending
5. V. Rukmini, D/o. Krishna Reddy, Aged about 26 years, Occ: Street Vending
6. Smt. D. Nirmala, W/o. D. Jangaiah, Aged about 39 years, Occ: Street Vending
7. K. Dilip Kumar, S/o. Madhava Rao, Aged about 30 years, Occ: Street Vending
8. Smt. A. Chittamma, W/o.A. Veeraiah, Aged about 42 years, Occ: Street Vending
9. Smt. K. Kavitha, W/o. K. Mahesh, Aged about 39 years, Occ: Street Vending
- 10.Smt. B. Maheshwari, W/o. Mohan Reddy, Aged about 41 years, Occ: Street Vending
- 11.Smt. B. Chennamma, W/o. Veeraiah, Aged about 43 years, Occ: Street Vending
- 12.M. Rajesh, S/o. M. Mohan Aged about 33 years, Occ: Street Vending
- 13.J. Vinod Kumar Jeshwal, S/o. J. Lal Chand Jeshwal Aged about 56 years, Occ: Street Vending
- 14.V. Tirupathi, S/o. Muchaiah, Aged about 40 years, Occ: Street Vending
- 15.G. Veerababu, S/o. G. Satyanarayana, Aged about 45 years, Occ: Street Vending
- 16.Smt. Sujatha, W/o. Sathish Goud, Aged about 46 years, Occ: Street Vending
- 17.Smt. T. Sowjanya, W/o. T. Chennakeshavulu, Aged about 37 years, Occ: Street Vending
- 18.M. Rajesh Kumar, S/o. M. Ram Mohan, Aged about 35 years, Occ: Street Vending.
- 19.Smt. R. Sharada, W/o. R. Anil Kumar Aged about 36 years, Occ: Street Vending

R/o. C/o. B.M.S. Office, TRT-141, 9th Street. Jawahar Nagar, Hyderabad - 500020.

...PETITIONERS

AND

1. The State of Telangana, Rep. by its Chief Secretary, Secretariat Buildings, Saifabad, Hyderabad
2. State of Telangana, Rep. by its Principal Secretary, Department of Home, Secretariat Buildings, Hyderabad
3. State of Telangana, Rep. by its Principal Secretary, Department of Municipal Administration and Urban Development Secretariat Buildings, Hyderabad
4. The Greater Hyderabad Municipal Corporation, Rep by its Commissioner and Chairperson Town Vending Committee, Lower Tank Bund, Hyderabad
5. Commissioner of Police, Cyberabad, Hyderabad, -
6. Additional Commissioner of Police (Traffic), Hyderabad and Member Town Vending Police Control Room, Hyderabad
7. The Station House Officer, Madhapur Traffic Police Station Madhapur, Cyberabad, Hyderabad
8. Telangana State Industrial Infrastructure Corporation Ltd. Basheerbagh, Hyderabad Rep by its Managing Director
9. The Station House Officer, Kukatpally Traffic Police Station Kukatpally, Cyberabad, Hyderabad

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent Nos.1 to 3 in not implementing the provisions of The Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 as arbitrary, illegal and in violation of the procedure laid down under the said Act and also contrary to the law laid down by the Hon'ble Supreme Court and consequently direct the Respondent Nos.1 to 3 to implement the provisions of the said Act and further direct the Respondent Nos.4 to 9 not to harass the Petitioners by imposing fine, eviction, confiscation of goods etc.,

I.A. NO: 1 OF 2016(WPMP. NO: 27631 OF 2016)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct

the Respondent Nos,4 to 9 not to harass the Petitioners herein by imposing fine, eviction, confiscation of goods etc., in violation of Section 3(3) of "The Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014", pending disposal of the Writ Petition

Counsel for the Petitioners: SRI MOGILI ANAVENI

Counsel for the Respondent No.1: GP FOR GENERAL ADMINISTRATION

Counsel for the Respondent No.2,5 to 7 and 9: GP FOR HOME

**Counsel for the Respondent No.3: GP FOR MUNICIPAL ADMINISTRATION
URBAN DEVELOPMENT**

**Counsel for the Respondent No.4: SRI GODUGU MALLESHAM
REPRESENTING SRI G. MADHUSUDHAN REDDY, SC FOR GREATER
HYDERABAD MUNICIPAL CORPORATION**

**Counsel for the Respondent No.8: SRI M. SRIKANTH REDDY,
SC FOR TELANGANA STATE INDUSTRIAL INFRASTRUCTURE**

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

WRIT PETITION No. 22473 OF 2016

O R D E R:

This Writ Petition is filed under Article 226 of the Constitution of India seeking the following relief:

"...to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent Nos. 1 to 3 in not implementing the provisions of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act 2014, as arbitrary, illegal and in violation of the procedure laid down under the said Act and also contrary to the law laid down by the Hon'ble Supreme Court and consequently direct the Respondent Nos. 1 to 3 to implement the provisions of the said Act and further direct the Respondent Nos. 4 to 9 not to harass the Petitioners by imposing fine, eviction, confiscation of goods, etc., and pass such other and further orders..."

2 I have heard Mr. Mogili Anaveni, learned counsel for the petitioners; Mr. D. Pradeep, learned Assistant Government Pleader for Home, appearing for respondent Nos. 2, 5 to 7 and 9; Mr. Godugu Mallesham, learned counsel, representing G. Madhusudhan Reddy, learned Standing Counsel for Greater Hyderabad Municipal Corporation (GHMC), appearing for respondent No. 4 and Mr. M. Srikanth Reddy, learned Standing Counsel for Telangana State Industrial Infrastructure Corporation Limited (TGIIC), appearing for respondent No. 8.

3. Learned Standing Counsel appearing for respondent No. 4 submits that the provisions of the *Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014* ('the Act of 2014') are being duly implemented in letter and spirit. It is further contended that the petitioners have failed to place on record any specific instance of violation or non-compliance with the statutory mandate. In the absence of any material particulars substantiating the grievance, it is urged that the writ petition does not survive for adjudication.

4. Learned Assistant Government Pleader for Home, while endorsing the above submission, contends that the respondent/Police have neither interfered with nor created any obstruction in the implementation of the provisions of the Act of 2014. It is further emphasized that the role of the Police is only ancillary in nature, confined to rendering assistance for enforcement of the provisions of the Act, strictly in accordance with the procedure established by law and in furtherance of the objectives sought to be achieved by Parliament in enacting the statute.

5. This Court has carefully perused the pleadings and materials available on record.

6. Having regard to the relief sought in the writ petition, the submissions advanced on behalf of the respondents, and the admitted position that the statutory framework under the Act of 2014 is under

implementation, this Court is of the considered opinion that continuation of the present writ proceedings is rendered unnecessary.

7 The Hon'ble Supreme Court in *Maharashtra Ekta Hawkers Union v. Municipal Corporation, Greater Mumbai*, (2014) 1 SCC 490, has categorically recognized that the Act of 2014, is a complete code providing adequate safeguards for the protection of the rights and livelihood of street vendors while simultaneously ensuring regulation in public interest. Once the statutory machinery is in operation, intervention by this Court under Article 226 of the Constitution of India is warranted only upon demonstration of specific illegality or arbitrariness, which, in the present case, has not been established by the petitioners.

8. Nonetheless, it is clarified that the dismissal of this writ petition shall not preclude the petitioners from instituting appropriate proceedings or availing any other remedies available to them in law in the event of any violation or infringement of their rights under the Act of 2014. Subject to the above liberty, the Writ Petition is disposed of. There shall be no order as to costs.

Pending miscellaneous applications, if any, shall stand closed.

SD/-A. SRINIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chief Secretary, The State of Telangana, Secretariat Buildings, Saifabad, Hyderabad

Cntd...

2. The Principal Secretary, State of Telangana, Department of Home, Secretariat Buildings, Hyderabad
3. The Principal Secretary, State of Telangana, Department of Municipal Administration and Urban Development Secretariat Buildings, Hyderabad
5. The Commissioner and Chairperson Town Vending Committee, The Greater Hyderabad Municipal Corporation, Lower Tank Bund, Hyderabad
6. Commissioner of Police, Cyberabad, Hyderabad, -
7. Additional Commissioner of Police (Traffic), Hyderabad and Member Town Vending Police Control Room, Hyderabad
8. The Station House Officer, Madhapur Traffic Police Station Madhapur, Cyberabad, Hyderabad
9. The Managing Director Telangana State Industrial Infrastructure Corporation Ltd, Basheerbagh, Hyderabad
10. The Station House Officer, Kukatpally Traffic Police Station Kukatpally, Cyberabad, Hyderabad
11. One CC to Sri Mogili Anaveni, Advocate [OPUC]
12. Two CC to The GP for Home, High Court for the State of Telangana, at Hyderabad[OUT]
13. Two CC to The GP for Municipal Administration Urban Development, High Court for the State of Telangana, at Hyderabad[OUT]
14. One CC to Sri G. Madhusudhan Reddy, SC for GHMC [OPUC]
15. Two CC to The GP for General Administration, High Court for the State of Telangana, at Hyderabad[OUT]
16. One CC to Sri M. Srikanth Reddy, SC for Telangana State Industrial Infrastructure , SC[OPUC]
17. Two CD Copies

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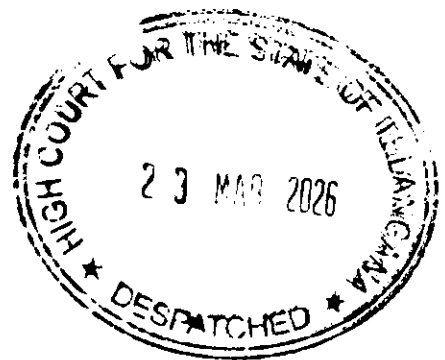


HIGH COURT

DATED:28/10/2025

ORDER

WP.No.22473 of 2016



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

(23) JKS
6/2/26