

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**ORDINARY ORIGINAL CIVIL JURISDICTION****WRIT PETITION NO.2750 OF 2019****Bombay Hawkers Association****... Petitioner****Vs.****Chairperson, Town Vending
Committee & Ors****... Respondents****WITH****WRIT PETITION NO.766 OF 2021****WITH****WRIT PETITION NO.3608 OF 2025****WITH****SUO MOTU WRIT PETITION NO.1 OF 2023****High Court On Its Own Motion****... Petitioner****Vs.****State of Maharashtra & Ors****... Respondents****WITH****INTERIM APPLICATION NO.666 OF 2024****WITH****INTERIM APPLICATION NO.782 OF 2024****WITH****INTERIM APPLICATION (L) NO.23233 OF 2024****WITH****INTERIM APPLICATION (L) NO.21142 OF 2024****WITH****INTERIM APPLICATION (L) NO.22832 OF 2024****WITH****INTERIM APPLICATION (L) NO.1242 OF 2025****WITH****INTERIM APPLICATION NO.621 OF 2024****WITH****INTERIM APPLICATION (L) NO.22809 OF 2024****WITH****INTERIM APPLICATION (L) NO.7056 OF 2024****WITH****WRIT PETITION NO.1262 OF 2023****WITH**

PUBLIC INTEREST LITIGATION (L) NO.11793 OF 2025

Goregaon Merchants Association

... Petitioner

Vs.

The State of Maharashtra & Ors

... Respondents

Mr. Jamshed Mistry, Amicus Curiae in all matters.

Adv. Ranveer Chapekar i/by Mohd Ashraf for the Petitioner in WP No. 2750 of 2019 and WP No.766 of 2021.

Adv. Ankur Jain a/w Adv. V.K. Sharma i/by Adv. Ram V. Singh for the Petitioner in WP No.3608 of 2025.

Mr. Prerak Choudhary for the Applicants in IA(L) No.8953 of 2025.

Mr. Mohit Jadhav, Addl. G.P in WP No. 2750 of 2019.

Smt. Anjali Helekar, G.P a/w Mr. Suraj Gupte for the Respondent-State in WP No. 3608 of 2025.

Ms. Smita Tondwalkar for the Respondent-BMC in WP No. 3608 of 2025.

Officer Shri. A.L. Kate (Superintendent License) BMC present in all matters.

Adv. Bahraiz Irani a/w Adv. Anosh Irani, Adv. Amit Padwal, Adv. Shane Santos and Adv. Afreen Bano for the Petitioner in PIL(L) No.11793 of 2025.

Smt. Anjali Helekar , G.P a/w Smt. Varsha Sawant for Respondent-State PIL(L) No.11793 of 2025.

Mr. Suryakant V. Kharat, Sr.PI., Goregaon Police Station, present in PIL(L) No.11793 of 2025.

Adv. Chaitanya Chavan a/w Mr. A. Vyas a/w Ms. Smita Tondwalkar for Respondent-BMC in PIL(L) No.11793 of 2025.

Officer Smt. Ketki Desai Sr. Inspector License P/S ward in PIL(L) No.11793 of 2025.

Mr. Mihir Desai Senior Advocate a/w Mr. Kaustubh Gidh for the Respondent Nos. 5,11,12 in SMP No.1 of 2023.

Ms. Namrata Vinod a/w Mr. Ravikumar Kamble, Mr. Sohan Kinkhabwala i/by S. Mahomedbhai & Co. for the Applicant (BBA) in IA No.621 of 2024 in SMP No.1 of 2023.

Mr. Anil Singh, Senior Advocate a/w Adv. Chaitanya Chavan a/w Mr. A. Vyas a/w Ms. Smita tondwalkar for Respondent-BMC in SMP No.1 of 2023.

Officer Anil Shewale, Asst, Superintendent License, BMC present in SMP No.1 of 2023.

Smt. Anjali Helekar, G.P a/w Smt. Rita Joshi, A.G.P in SMP No. 1 of 2023.

Smt. Anjali Helekar, G.P a/w Smt. Anupamaa Pawar A.G.P in IA No.7056 of 2024.

Smt. Anjali Helekar, G.P a/w Smt. Vrushali Kabre, A.G.P in IA No.666 of 2024.

Smt. Anjali Helekar, G.P a/w Smt. Jyoti Chavan Addl. G.P, A.G.P in IA

No.21142 of 2024.

Smt. Anjali Helekar, G.P a/w Smt. Usha Rahi, A.G.P in IA No.22809 of 2024.

Smt. Anjali Helekar, G.P a/w Mr. Suraj Gupte, A.G.P in IA No.621 of 2024.

Smt. Anjali Helekar, G.P a/w Smt. Madhura Deshmukh, A.G.P in IA No.22832 of 2024.

Smt. Anjali Helekar, G.P a/w Shri. Suraj Gupte, A.G.P in IA No.1242 of 2025.

Smt. Anjali Helekar, G.P a/w Smt. Sheetal Malwankar, A.G.P in IA No.23233 of 2024.

Smt. Anjali Helekar, G.P a/w Smt. Fatima Lakdwala A.G.P in IA No.782 of 2024.

**CORAM : A. S. GADKARI AND
KAMAL KHATA, JJ.**

DATE : 6th MAY, 2026

P. C.-

1) In view of the deliberation in the Court, we direct the State of Maharashtra, so also the BMC to issue identity cards (smart cards or chip cards) having QR Codes for identification of 99435 hawkers which have already been surveyed as noted at least in two decisions of this Court including the Judgment dated 23rd March, 2026 passed in (*The Maharashtra Ekta Hawkers Union Vs. Town Vending Committee- MCGM & Ors., WPL NO.29339 OF 2024*) within a period of five weeks from today.

1.1) We also direct the BMC to set up an e-portal and provide WhatsApp Number (which can be monitored by a high ranking responsible officer), which is available to the citizens for lodging their complaints regarding nuisance of illegal hawking activities in any area(s) or zone(s). This be done at the earliest and in any event simultaneously while issuing

the identity cards to the surveyed hawkers.

2) It is clarified that, these identity cards are being issued to the 99435 hawkers as they are protected by the Orders of this Court, as also by the Hon'ble Supreme Court. Their eligibility will be independently considered after formation of TVC and as per the provisions of law. Any person(s) found ineligible after formation of TVC as per the provisions of law, shall not claim eligibility on the basis of the said identity card.

3) Mr. Desai, learned counsel appearing on behalf of his clients submitted that, the each members of their Union will approach the Licensing Department of the concerned ward on the BMC's given date and will cooperate with the BMC's Officers for issuance of the said identity cards. The said statement is accepted.

4) Advocate Ms. Namrata Vinod submitted that, the Officers of the BMC and Police Department may be directed to adhere to the earlier directions issued vide various Orders passed by this Court in its true letter and spirit. The said request is noted by the learned counsel of BMC and the State.

5) Stand over to 10th June, 2026.

(KAMAL KHATA, J.)

(A.S. GADKARI, J.)