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W.P(C)No. 1699 OF 1987

ITEM No.3 and

ITEM No. 4

Court No. 1

SECTION X

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Item No. 3

IA No. 394 in IA 356 in Writ Petition(Civil) No.1699/1987

SUDHIR MADAN & ORS.

Petitioner (s)

VERSUS

M.C.D. & ORS.

Respondent (s)

(for directions)

with

IA 366 in WP(C) No. 1699/1987 (Ram Swaroop & Ors. vs. MCD & Ors.)

(for directions),

IA 367 in WP(C) No. 1699/1987 (Raj Kumar Ghai vs. MCD & Ors.)

(for directions),

Contempt Petition (Civil) No. 67/2001 in IA 352 in WP(C) No. 1699/1987

(Patri Vyapar Mandal, Delhi vs. S P Agarwal & Anr.) (with office report),

Contempt Petition (Civil) No. 125/2001 (Rajender Kumar vs. S P Aggarwal &

Ors.),

Contempt Petition (Civil) No. 126/2001 (Hawkers Welfare Committee vs. S P

Aggarwal & Anr.),

Contempt Petition (Civil) No. 506/2002 (Chandni Chowk Sarv Vyapar Mandal

vs. Rakesh Mehta & Ors.) (with appln.(s) for exemption from personal

appearance),

IA 396 in Contempt Petition (Civil) No. 506/2002 (for impleadment),

Contempt Petition (Civil) No. D4984/2003 (M/s. Swatantra Bharat Store vs.

Dharshan Lal & Ors.),

Contempt Petition (Civil) No. D4985/2003 (M/s. Beopar Sangh vs. Dharshan

Lal & Ors.),

IA 361 in WP(C) No. 1699/1987 (Hawkers Welfare Committee vs. MCD & Ors.)

(for directions),

IAs 372-373 in WP(C) No. 1699/1987 (Hawkers Welfare Committee vs. MCD &

Ors.) (for directions)

(along with the record of Contempt Petition (C) No. 187/2001)

IA 389 in WP(C) No. 1699/1987 (Harbhajan Singh Bedi vs. MCD & Ors.)

(along with record of IA 356),

IA 392 in WP(C) No. 1699/1987 (Shri Pramod Kumar & Anr. vs. Assistant

Commissioner, MCD & Anr.) (for directions),

I.A. No. .... in WP(C) No. 1699/1987 (Ram Mohan Gautam vs. State through Secretary, Delhi Adm

n.) (for interim relief),

WP(C) No. 535/2001 (Raj Karan vs. Municipal Corporation of Delhi & Anr.)

(with office report),

Contempt Petition (Civil) No. D15102/2003 (Subhash Chand & Ors. vs. O P

Balwani & Anr.),

WP(C) No. 678/2002 (Godawari Devi vs. New Delhi Municipal Council) (with

appln.(s) for direction and office report),

WP(C) No. 240/2004 (Vijay Pandey & Ors. vs. M C D & Ors.) (with appln.(s)

for ex-parte stay and office report),

I.A. Nos. 397-398 in WP(C) No. 1699/1987 (Om Pal etc. vs. Asstt. Commr., MCD & Anr.) (for dire

ctions) and

I.A. No. 399 in I.A. No. 394 in WP(C) No. 1699/1987 (Sudhir Madan & Ors. vs. MCD & Ors.) (for

modification of Court's order dated 9.8.2004)

Item No. 4

I.A. Nos. 1-2 in WP(C) No. 100/2002 (New Lajpat Rai Market Patri Hawkens Un. vs. Municipal Cor  
poration of Delhi & Ors.) (for directions and exemption from filing OT)

Date : 26/10/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE G.P. MATHUR  
HON'BLE MR. JUSTICE P.K. BALASUBRAMAYNAN

Amicus CuriaeMr. Shiv Kumar, Adv.

For Applicant(s)  
in WP 1699/87  
IA 394Mr. S K Sinha, Adv.  
Ms. Manita Verma, Adv.

Ms. Prasanthi Prasad, Adv.  
Mr. Dileep Poolakkot, Adv.  
Ms. Deepti Poolakkot, Adv.

IA 366Mr. A Mariarputham, Adv.  
Ms. Aruna Mathur, Adv.  
for M/s. Arputham Aruna & Co., Adv.  
IA 367  
Ms. Kavita Wadia, Adv.

IA 361, IA ...Mr. L K Garg, Adv.  
Mr. Balraj Dewan, Adv.

IA 372-373Mr. Subramonium Prasad, Adv.

IA 389Mr. Mohan Pandey, Adv.  
Mr. S S Bandyopadhyay, Adv.

IA 392  
Mr. C S Ashri, Adv.

IAs 397-398  
Ms. Madhu Moolchandani, Adv.

--Ms. Varuna Bhandari Gugnani, Adv.  
Mr. Madhukar Aggarwal, Adv.

--Ms. Rekha Palli, Adv.

For Petitioner (s)  
CP 67/01Mr. A Mariarputham, Adv.  
Mr. Maninder Singh, Adv.  
Ms. Aruna Mathur, Adv.

CP 125/01Mr. S K Sinha, Adv.  
Ms. Manita Verma, Adv.

CP 126/01  
Mr. Balraj Dewan, Adv.

CP 506/02Mr. Ranjit Kumar, Sr. Adv.  
Ms. Usha Kumar, Adv.  
Mr. K K Mohan, Adv.

Mr. A T M Ranga Ramanujam, Sr. Adv.  
Ms. Gouri Karuna Das, Adv.  
Ms. Anu Gupta, Adv.  
Mr. S C Gupta, Adv.  
Mr. Ajay Pandey, Adv.  
for Ms. Rani Jethmalani, Adv. (in IA 396)

CP D4984/03 & D4985/03

Mr. K C Dua, Adv.

WP 535/01

Mr. Varinder Kumar Sharma, Adv.

CP D15102/03

Mr. Sudhir Nandrajog, Adv.

WP 678/02Mr. R K Maheshwari, Adv.

Mr. Rishi Maheshwari, Adv.

Mr. Raj Kumar Kaushik, Adv.

WP 240/04Mr. Rajiv Shakder, Adv.

Ms. Prasanthi Prasad, Adv.

Mr. Dileep Poolakkot, Adv.

Ms. Deepti Poolakkot, Adv.

in IAs 1-2 in WP 100/02Mr. A T M Ranga Ramanujam, Sr. Adv.

Ms. Gouri Karuna Das, Adv.

Mr. S C Gupta, Adv.

Mr. Ajay Pandey, Adv. for

for Ms. Rani Jethmalani, Adv.

For Respondent (s)

On behalf of SGMr. K P Pathak, ASG

Mr. Devadatt Kamat, Adv.

MCDMr. Ashwini Kumar, Sr. Adv.

Mr. Sanjiv Sen, Adv.

Mr. Rajan Narain, Adv.

Mr. Praveen Swarup, Adv.

Ms. Indra Sawhney, Adv.

Mr. D S Mahra, Adv. (NP)

NDMCMr. Rakesh K Khanna, Adv.

Ms. Rashmi Khanna, Adv.

Mr. Shashank Shekhar, Adv.

Mr. Surya Kant, Adv.

Delhi PoliceMr. S Wasim A Qadri, Adv.

Ms. Anil Katiyar, Adv.

UPON hearing counsel the Court made the following

O R D E R

Mr. Ashwini Kumar, the learned senior counsel appearing for the Municipal Corporation of Delhi states that a high level policy decision has been taken and a detailed policy by reference to Delhi, consistently with the National Policy on Hawkers, has been worked out and approved which he would be placing on record on affidavit within a period of two weeks. Let it be done. Contempt Petition (Civil) No. 506/2002 : We have heard the learned counsel for the parties as also the intervenors in detail. Mr. Ranjit Kumar, learned senior counsel appearing for the petitioner has invited our attention to several orders passed earlier by this Court, in particular the orders dated 6th November, 2000, 1st December, 2000 and 9th August, 2002. The learned senior counsel appearing for M.C.D. assures that strict compliance with the orders passed by this Court shall be ensured. In view of that statement, for the present we propose to say nothing more.

List all these matters after four weeks.

(D.P. WALIA)

(RADHA R. BHATIA)

COURT MASTER

COURT MASTER