

V4

W.P(C)No. 1699 OF 1987
ITEM No.61

Court No. 3

SECTION X
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

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

Ram Swaroop & Ors.

Petitioner (s)

VERSUS

M.C.D. & Ors.

Respondent (s)

(For recalling the order dated 10.05.2001)

With

I.A. No. 366 in WP(C) No. 1699/1987 (For Directions)
Ram Swarup & Ors. Vs. M.C.D. & Ors.

With

I.A. No. 367 in WP(C) No. 1699/1987 (For Directions)
Raj Kumar Ghai Vs. M.C.D. & Ors.

Contempt Petition (C) No. 67/2001
Patri Vyapar Mandal, Delhi Vs. S.P. Aggarwal & Ors.
(With Office report)

Contempt Petition (C) No. 125/2001
Rajender Kumar Vs. S.P. Aggarwal & Ors.

Contempt Petition (C) No. 126/2001
Hawkers Welfare Committee Vs. S.P. Aggarwal & Ors.

Contempt Petition (C) No. 506/2002
Chandni Chowk Sarv Vyapar Mandal Vs. Rakesh Mehta & Ors.
(With appln. for exemption from personal appearance)

Contempt Petition (C) No.(D. No. 4984/2003)
M/s. Swatantra Bharat Store Vs. Darshan Lal & Ors.

Contempt Petition (C) No.(D. No. 4985/2003)
Beopar Sangh Vs. Darshan Lal & Ors.

I.A. No. 361 in WP(C) No. 1699/1987
Hawkers Welfare Committee Vs. MCD & Ors.
(For Directions)

I.A. Nos. 372-373 in WP (C) No. 1699/1987
Hawkers Welfare Committee Vs. MCD & Ors.
(For directions)
(Alongwith the record of Cont. Petn. (C) 187/2001)

I.A. No. 389 in WP(C) No. 1699/1987
Harbhajan Singh Bedi Vs. M.C.D. & Ors.
(Alongwith record of I.A. No. 356)

I.A. No. 392 in W.P.(C) No. 1699/1987
Shri Pramod Kumar & Anr. Vs. Asstt. Commissioner, MCD & Anr.
(For Directions)

WP(C) No. 535/2001
Raj Karan Vs. Municipal Corporation of Delhi & Anr.
(With Office Report)

Cont. Petn. (C) No.....D15102/2003
Subhash Chand & Ors. Vs. O.P. Balwani & ANR.

WP(C) No. 678/2002
Godawari Devi Vs. New Delhi Municipal Council
(With Office Report)

Date : 19/01/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner/(s)
in Cont Petn. 67/01Mr. A. Mariarputham, Adv.
Mr. Maninder Singh, Adv.
Ms. Pratibha M. Singh, Adv.
Mr. Ankur Talwar, Adv.
Mr. Angad Mirdha, Adv.
Mr. Kirtiman Singh, Adv.

in Cont. Petn. 125/01Mr. S.K. Sinha, Adv.

in cont. Petn. 126/01Mr. Balraj Dewan, Adv.

in Cont. Petn. 506/02Ms. Usha Kumar, Adv.
Mr. K.K. Mohan, Adv.
Mr. Dhan Singh Nagar, Adv.

in Cont. Petn. D4984/03 &
D 4985/03Mr. K.C. Dua, Adv.

in Cont. petn. D 15102/02Mr. R. Anand Padmanabhan, Adv.
Mr. Pramod Dayal, Adv.

in WP (C) 535/01Mr. Varinder Kumar Sharma, Adv.

in WP (C) 678/02Mr. R.K. Maheshwari, Adv.

For Applicant (s)
in IA 394Mr. S.K. Sinha, Adv.

in IA 366Mr. A. Mariarputham, Adv.
Mr. Maninder Singh, Adv.
Ms. Aruna Mathur, Adv.
For M/s Arputham, Aruna & Co., Adv.

In IA 367Mr. Neeraj Kumar Jain, Adv.
Ms. Kavita Wadia, Adv.

in IA 361Mr. Balraj Dewan, Adv.

in IA 372-373Mr. Subramonium Prasad, Adv.

in IA 389Mr. Mohan Pandey, Adv.

in IA 392Mr. C.S. Ashri, Adv.

For Respondent (s)

For MCDMr. Mukul Rohtagi, ASG.

Mr. Sanjiv Sen, Adv.

Mr. Saurabh Kirpal, Adv.

Mr. Rajan Narain, Adv.

For Delhi PoliceMr. Mukul Rohtagi, ASG.

Mr. SWA Qadri, Adv.

Mr. T.A. Khan, Adv.

Mr. D.S. Mahra, Adv.

Mr. Saurabh Kirpal, Adv.

Ms. Anil Katiyar, Adv.

in IA 394Ms. Prasanthi Prasad, Adv.

in IA 366Mr. Shiv Kumar, Adv. (A.C.)

in IA 367Mr. Shiv Kumar, Adv. (A.C.)

in IA 361Mr. Shiv Kumar, Adv. (A.C.)

in IA 389Mr. Shiv Kumar, Adv. (A.C.)

in IA 392Mr. Shiv Kumar, Adv. (A.C.)

in Cont. Petn. 67/01 &
126/01, Ms. Indra Sawhney, Adv.

in Cont. Petn. 67/01Mr. S.K. Sinha, Adv.

in cont. Petn. 506/02Mr. Mukul Rohtagti, ASG.

Mr. Sanjiv Sen, Adv.

Mr. Saurabh Kirpal, Adv.

Mr. Rajan Narain, Adv.

Mr. Mukul Rohtagi, ASG.

Mr. S. Wasim A. Qadri, Adv.

Mr. Tufail A. Khan, Adv.

Mr. Saurabh Kirpal, Adv.

Mr. D.S. Mahra, Adv.

in Cont. Petn. D 4985/03Mr. Mukul Rohtagi, ASG.

Mr. Sanjiv Sen, Adv.

Mr. Saurabh Kirpal, Adv.

Mr. Rajan Narain, Adv.

in WP 678/02(NDMC)Mr. Rakesh K. Khanna, Adv.

Ms. Rashmi Khanna, Adv.

Mr. Shashank Shekhar, Adv.

Mr. Surya Kant, Adv.

MATTERS NOT ON BOARD

IN IA NO.... IN

CONT. PETN. 506/02Mr. V. Rangaramanujan, Sr. Adv.

Ms. Gouri K. Das, Adv.

Ms. Rani Jethmalani, Adv.

in WP (C)..../Ms. Prashanti Prasad, Adv.

UPON hearing counsel the Court made the following

O R D E R

IA NO. 394

The grievance raised in the petition is of discrimination

against the applicants by the respondent-administration. Ms. Prashanti Prasad submits that the persons represented by her are holding covered Teh Bazari since before 1982 and do not fall within the scope of directions given in Gaiinda Ram's case. She, however, submits that the applicants in this application are open to sky Teh Bazari holders and their cases are different from the cases of persons represented by her. She may bring on record these facts on affidavit. Learned Additional Solicitor General states that to resolve this controversy the Government of NCT of Delhi shall have to be consulted. He assures to do so and make a response on affidavit in three weeks. List after three weeks.

IA NO..... in Con. Petn. No. 506/2002

Ms. Rani Jethmalani had filed an application on 11th September, 2003. Let it be numbered and be placed for orders alongwith Contempt Petition (C) No. 506/2002. List after six weeks.

W.P. (C) NO.....

Civil Writ Petition filed by Ms. Prashanti Prasad entitled Vijay Pande & Ors. be numbered and placed for consideration on the next date of hearing i.e. after six weeks.

Cont. Petn. Nos.....D 4984 & 4985/2002

The learned counsel for the MCD undertakes to file response within three weeks.

Rest of the matters pertaining to MCD shall come up after six weeks.

WP (C) No. 678/2002

Learned counsel for the petitioner seeks time for filing a brief and specific affidavit making out a case of discrimination or violation of seniority. Let him do so within three weeks under copy to the counsel for the NDMC.

Kalyani

(Radha R. Bhatia)

Court Master