

\$~26

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

+ **W.P.(C) 1983/2023, CM APPL. 7560/2023 (For ad-interim relief) & CM APPL. 7561/2023 (Exemption)**

**SMT SATYAVATI DEVI**

..... Petitioner

Through: Mr. Varun Singh, Ms. Kajal S. Gupta, Ms. Smriti Wadhwa, Mr. Ytharth Kumar, Ms. Akriti Dwivedi, Mr. Himanshu Yadav, Mr. Mohd. Atif Ahmad and Mr. Pankaj Kumar Modi, Advocates.

versus

**MUNICIPAL CORPORATION OF DELHI & ORS.**

..... Respondent

Through: Mr. Sanjay Lao, Standing Counsel (Criminal) with Ms. Puja Kalra, SC and Mr. Virendra Singh, Advocate for R-1.

**CORAM:**

**HON'BLE MR. JUSTICE SIDDHARTH MRIDUL**

**HON'BLE MS. JUSTICE TUSHAR RAO GEDELA**

**ORDER**

**15.02.2023**

%

The present petition has been instituted under Article 226 and 227 of the Constitution of India, 1950 by Smt. Satyawati Devi, the petitioner herein, praying as follows:

“(a) Issue appropriate writ, order and/ or direction against the Respondent No.3 for abusing his power and prohibiting Respondent No.3 from continuously harassing the Petitioner.

(b) Issue appropriate writ, order and/ or direction allowing the Petitioner to carry of the business as Street Vendor peacefully and in accordance with law, without any illegal interference from the Respondent authorities.

(c) Any other order which this Hon'ble Court may deem fit in the facts and circumstances of the case may also be passed.”

However, learned counsel appearing on behalf of the petitioner limits the relief to a direction to the Municipal Corporation of Delhi to permit her to vend, strictly in accordance of the terms of certificate of vending dated 24.11.2021, which is annexed as Annexure P-2, issued by the Municipal Corporation of Delhi.

Learned counsel appearing on behalf of Municipal Corporation of Delhi, on advance notice states that they will permit Smt. Satyavati Devi to vend in Shahdara South Zone, Ward – 18E, in terms of the said certificate, however, strictly in accordance with the terms and conditions stipulated therein.

Directed accordingly.

In view of the foregoing, we dispose of the present writ petition by directing the Municipal Corporation of Delhi to permit the petitioner to vend, subject however to the latter complying strictly with the terms and conditions of the subject of the certificate of vending dated 24.11.2021.

Limited relief granted.

Mr. Sanjay Lao, Standing Counsel (Criminal), appearing on behalf of Delhi Police states that they shall instruct their officers not to obstruct or impede the petitioner, if at all, from continuing to vend in terms of the certificate of vending in the subject zone.

The petition is allowed and disposed of accordingly.

A copy of this order be given dasti, as well as, through electronic mail, to learned counsel appearing on behalf of the parties.

A copy of the order be sent to SHO of concerned Police Station for information and compliance.

**SIDDHARTH MRIDUL, J**

**TUSHAR RAO GEDELA, J**

**FEBRUARY 15, 2023/pa**

*[Click here to check corrigendum, if any](#)*