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

***Date of Decision: 17th November, 2026***
***Uploaded on: 19th November, 2026***

\# **CNR No. DLHC010546682026**

\+ **W.P.(C) 16826/2026 & CM APPL. 78680/2026**

KAISAR SHAIKH .....Petitioner

Through: Ms. Renu & Mr. Kamlesh Kumar Mishra, Advs.

versus

MUNICIPAL CORPORATION OF DELHI .....Respondent

Through: Ms Namrata Mukim, Standing Counsel for MCD and Ms Niharika Singh, Adv.

**CORAM:**
**JUSTICE PRATHIBA M. SINGH**
**JUSTICE DINESH BHATT**

**Prathiba M. Singh, J. (Oral)**

1. This hearing has been done through hybrid mode.

2. This matter is being taken up today for hearing as 16th November, 2026 was declared a holiday on account of ***Chhath Puja*** vide ***Notification No.110/G-4/Genl.-I/DHC*** dated 11th November, 2026.

3. The present writ petition has been filed under Article 226 of the Constitution of India seeking issuance of an appropriate writ directing the Respondents to allow the Petitioner to peacefully vend at his designated spot *i.e.,* on the Footpath near Chandni Chowk, Omax Mall at the corner of bathroom house, metro gate no. 5, City SP Zone, Ward 84.

4. The Petitioner is a vendor with a Certificate of Vending (hereinafter, *'COV'*) bearing URI No. 9447950 under the category *'Others '*.

5. The Petitioner has approached this Court seeking relief in view of the

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fact that his vending has been recently disrupted by the Municipal Corporation of Delhi (hereinafter '*MCD*').

6. It is further argued by the ld. counsel for the Petitioner that various goods of the Petitioner have already been seized by the officials of MCD.

7. Ld. Counsel for the Respondent – Ms. Mukim on the other hand submits that the Petitioner is vending in a no-vending zone in the Chandni Chowk area.

8. In fact, action has been taken in this area as it is a Non-vending zone. Further action is also being taken in view of order dated 5th November, 2026 passed in ***W.P.(C) 5002/2017*** titled ***Chandni Chowk Sarv Vyapar Mandal (Regd.) v. Delhi Police through Commissioner of Police & Ors***. The photographs showing the action taken have also been handed over.

9. The Court has taken the same on record. Some of the images are set out below:




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10. Heard. Considering the fact that the Petitioner was vending in a non-vending zone, the action taken by the MCD cannot be faulted with.

11. The Petitioner has to operate strictly as a mobile vendor and that too in areas which are permitted for vending. The Petitioner also has to comply with all the standard terms and conditions for CoV under '*Others*' category, the same are set out as under :-

> *"1. Vendor shall not have any other permanent or long-term vending certificate.*
> *2. Vending certificate is non-transferable.*
> *3. It is mandatory for the vendor to follow the vending period and zone as determined by TVC or local body.*
> *4. Vendor shall not give his vending certificate on rent in any way.*
> *5. Vendor shall not have any infectious disease.*
> *6. Vendor shall have to take care of hygiene on vending place/zone and nearby area and also take care of public health.*
> *7. Vendor shall display copy of vending certificate on his place/vending site and will produce original documents to TVC/concerned inspector whenever required.*
> *8. Vendor/Squatter shall insure that no hindrance be caused to pedestrian and vehicular moment.*
> *9. Vendor shall not vend/sell any harmful, dangerous and polluted items. It should also be ensured that the quality of the products sold and services provided to the public conform to the prescribed standards of public health, hygienic conditions and safety.*
> *10. The street vendor shall not do any unauthorized/illegal activity.*
> *11. Mobile vendors shall not stay or vend more than 30 minutes or time prescribed by the TVC at place in a vending/squatting zone.*
> *12. Vendors will not block footpaths and will not vend on roads. Vendor should take care of space in front of*

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*vending stalls/counters on footpath for pedestrians.*
*13. Vending certificate can be cancelled or suspended on the basis of violations.*
*14. Vendor shall not build or construct any kind of permanent or temporary structure at vending site.*
*15. Seller shall adopt health and hygiene conditions as required by local laws and court orders.*
*16. Vendor have to follow all the conditions mentioned in Delhi Street Vendors (Protection of Livelihood and Regulation of Street Vending) Scheme, 2019"*

12. Accordingly, the Petitioner shall approach the concerned Additional Commissioner, MCD who would indicate the area where the Petitioner can vend as a mobile vendor in City SP Zone, Ward 84.

13. The goods of the Petitioner which have been seized by the MCD officials shall be released to the Petitioner in accordance with law, subject to the payment of applicable penalty by the Petitioner, within a period of two weeks.

14. The petition is disposed of in these terms. All pending applications, if any, are also disposed of.

**PRATHIBA M. SINGH**
**JUDGE**

**DINESH BHATT**
**JUDGE**

**NOVEMBER 17, 2026**
***Rahul/as***

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