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

Date of Decision: 2nd November, 2026
Uploaded on: 4th November, 2026

\# **CNR No. DLHC010529052026**

\+ **W.P.(C) 16257/2026**

MANISHA KHATOON .....Petitioner

Through: Mr. Aditya, Mr. Vipin Kumar, Ms. Pralika Chakraborty, Mr. Anjani Kumar Mishra, Advocates

versus

COMMISSIONER OF POLICE AND ORS .....Respondents

Through: Ms. Meherunnisa A. Jaitley, Mr. Aryan Tyagi, Advocates for R-3 & R-4
Ms. Vaishali Gupta, Panel Counsel (Civil) Gnctd , Adv. , Ms. Rashi Aggarwal, Advocates for R-5

CORAM:
JUSTICE PRATHIBA M. SINGH
JUSTICE DINESH BHATT

Prathiba M. Singh, J. (Oral)

1. This hearing has been done through hybrid mode.

2. The present petition has been filed by the Petitioner-Manisha Khatoon under Article 226 of the Constitution of India, *inter alia*, seeking issuance of an appropriate writ directing the Respondents to allow the Petitioner to peacefully vend at his designated spot *i.e.*, on the open Space, beside DAV School, near Indane Gas Agency, Nizamuddin Railway Station, Central Zone, Ward-S-55, New Delhi.

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Date:04.11.2026 16:44

3. The Petitioner is a vendor with a Certificate of Vending (hereinafter, *'COV'*) bearing URI No. 8028322 under the category *'Food/Snack with gas cylinder/fire'*. It is the case of the Petitioner that he has not been allowed to vend peacefully. The image of the vend filed by the Petitioner is set out below:-



4. On the other hand, the Municipal Corporation of Delhi (hereinafter,

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'MCD') has handed over photographs of the vend of the Petitioner to show that the Petitioner is running a full restaurant on the road side. The photographs are extracted below:



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5. The said photographs are of 1st November, 2026 clearly showing that the Petitioner is misleading this Court by filing wrong photographs. The Petitioner is also using a big gas cylinder and has encroached upon the public place. The Petitioner cannot, in the garb of a vend, run a dhaba on the pavement, in violation of the terms and conditions of vending. Accordingly, the Petitioner is not entitled to any relief.

6. The petition is accordingly dismissed. The authorities are fully entitled to take action against the Petitioner, if he is in violation of the terms and

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conditions of vending. Pending applications, if any, are disposed of.

PRATHIBA M. SINGH
JUDGE

DINESH BHATT
JUDGE

NOVEMBER 2, 2026
'rs'/ck

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Date:04.11.2026 16:44