

Sr. No.	Date	Orders
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24.09.2002

Present : Mr.A.K. Tripathi for the petitioner.
Mr.Rakesh Kumar for the respondents.

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CW 5962/2002

Rule.

Petitioner claims to be ~~the~~ squatting on pavement Opp. Shop No.310, Natthu Mal Lallu Mal Jain, Main Sadar Bazaar Road, Delhi 110 006 Petitioners has further stated that he has been paying fines and penalties imposed by respondent-corporation and copies of the same have been annexed with this writ petition.

The Supreme Court by its order dated 1st December, 2000 in Janta Hawkers' Welfare Committee Vs.M.C.D. held that the applications of the ineligible squatters were to be considered by the Municipal Corporation of Delhi for the grant of Hawker Licence under Section 420 of the D.M.C. Act. Petitioner claims to have already applied for grant of Hawking Licence. The said application is stated to have not been decided.

In the circumstances, the respondents are directed to decide the application of the petitioner for grant of a hawking licence within four weeks and inform him of the outcome.

The petitioner shall not be disturbed by the respondents from selling ~~this~~ wares till the

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		<p>disposal of his application. The petitioner shall place all documents in his power and possession before the respondents to establish his right to do hawking business. The petitioner is entitled to carry on hawking business and have no right to squat.</p> <p>The petitioner will be permitted to carry on hawking business but it is made clear that if he squats, it will be open to the respondent authorities to proceed against him for removal and even cancel his hawking licences on that ground.</p> <p>Dasti.</p> <div data-bbox="517 1070 870 1146"><p>September 24, 2002 mb</p></div> <div data-bbox="1011 1026 1434 1102"><p><i>Sanjay Kishan Kaul</i> SANJAY KISHAN KAUL, J.</p></div>