

In the Court of Commissioner for Persons with Disabilities
25- D, Mata Sundari Road, Near Guru Nanak Eye Centre, New Delhi-2
Phone-23216002-4 Telefax: 23216005
Email : comdis.delhi@nic.in

[Vested with power of Civil Court under the Persons with Disabilities (Equal Opportunity, Protection of Rights and Full Participation) Act, 1995]

Case No. 4/1078/2014-Wel./CD/ 14/8-20

Dated: 27-08-2018

In the matter of :

Sh.Ram Sabha

S/o Sh.Sita Ram

East Side of Gate No.1

Kashmere Gate Metro Station

Delhi

..... Petitioner

Versus

Sh.Madhur Verma

Deputy Commissioner of Police

North District

Police Station Civil Lines

Delhi-110054

Sh.Ajay Kumar

Deputy Commissioner MCD

Civil Line Zone

16, Rajpur Road

Delhi-110054

..... Respondents

ORDER

1. A representation was filed by Sh.Ram Sabha S/o Sh.Sita Ram on 13.8.15 stating that he has been putting his weighing machine at east side of Gate No.1, Kashmere Gate Metro Station and earning his livelihood since 2003 and that one police hawaldar of the area had stopped him from putting the weighing machine.
2. On receipt of the representation a hearing was fixed on 19.8.15. The hearing was attended by the Additional SHO Kashmere Gate, ACP of the area; Superintendent and Area Inspector of Civil Lines Zone North Municipal Corporation of Delhi.
3. The Deputy Commissioner of Police North District filed a written reply stating that the inquiry conducted by ACP Kotwali indicated that the petitioner had made false and fabricated complaint to bring pressure on one Raja with whom the complainant had a

dispute over the issue of sharing of space on the footpath and that neither the police hawaldar nor Raja demanded any money from him". The Deputy Commissioner stated that **Quote** "the police abide by the orders dated 9.9.13 of the Hon'ble Supreme Court of India that all the existing street vendors/hawkers operating in the area shall be allowed to operate till the exercise of registration and creation of vending/hawking zones is completed in the terms of the 2009 policy. Police has no interference in removing or allowing vendors." **Unquote**. The officers of the North Delhi Municipal Corporation of Delhi of Civil Zone stated that status quo with regard to allotment of shop to street vendors is required to be maintained as per the order of the Hon'ble Supreme Court of India.

4. I have perused the representation and the report of the Deputy Commissioner of Police North District. After careful consideration of the record of the case and the order of the Hon'ble Supreme Court of India status quo relating to squatters/ street vendor/hawker operating across the country is required to be maintained till the exercise of registration and creation of Vending Committee in terms of the 2009 policy. The Deputy Commissioner of Police North District has clearly indicated that they are not disturbing any squatter. The Town Vending Committee of the area would decide the individual cases and till then status quo is required to be maintained.
5. The matter is disposed of accordingly.



Given under my hand and the seal of the Court this 26th day of August, 2015.

Ka. 224
(K.S. Mehra) 26/8/15
Commissioner

Court of Commissioner (Disabilities)
National Capital Territory of Delhi
Room No. - 1
25-D, Mata Sundari Road, New Delhi-02