

In the Court of Commissioner for Persons with Disabilities
25- D, Mata Sundari Road, Near Guru Nanak Eye Centre, New Delhi-2
Phone-23216002-04, Telefax: 23216005
[Vested with power of Civil Court under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995]

Case No. 4/804/2014-Wel./CD/1805-6

Dated: 7.10.15

In the matter of :

Smt.Dhapa Devi
E-18, Mansa Ram Park
Uttam Nagar New Delhi-110059.

..... Petitioner

Versus

Dr.Puneet Kumar Goel
Commissioner
South Delhi Municipal Corporation
9th Floor, Dr.S.P.M Civil Centre
J.L.N.Marg, New Delhi

.....Respondent

ORDER

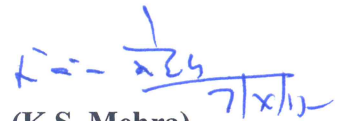
1. A petition was filed by Smt.Dhapa Devi through her son stating that as per the orders of the Hon'ble Supreme Court of India in 2013 no existing squatter/vendor can be removed. The petitioner is 100 % disabled and is in possession of red slip of 2007 and therefore she should be allowed to squat and directions may be issued to the concerned officers of the Police and Municipal Corporation of South Delhi in the West Zone to allow her to sit near DESU Office, 1/3, Prem Nagar, Janakpuri, New Delhi-110058.
2. After receipt of the representation the Commissioner South Delhi Municipal Corporation was requested to file his comments in the matter. It was reported by the representative of the Commissioner of South Delhi Municipal Corporation that the record of PCO booth under Handicap Quota had been checked and it was found that the name of the petitioner Smt.Dhapa Devi exists at serial no.569 and remains pending due to non availability of space for squatting in West Zone for allotment of PCO booth.
3. A copy of the reply received from the West Zone of the Corporation was sent to the petitioner who in her rejoinder stated that till her case is considered by the concerned authorities in the Corporation she may be allowed to continue her business and not harassed by the police authorities and officials of the Corporation.
4. I have carefully considered the records of the case. The Hon'ble Supreme Court of India vide order dated 9.9.13 has directed **Quote** "All the existing street Vendors/Hawkers

operating across the country shall be allowed to operate till the exercise of registration and creation of vending/hawking zones is completed in terms of the 2009 Policy. Once that exercise is completed they shall be entitled to operate only in accordance with the orders/directions of the concerned Town Vending Committee.” **Unquote.** The Town Vending Committee of the area would decide the individual cases and till then status quo is required to be maintained. The instructions may be followed in letter and spirit.

5. The matter is disposed of accordingly.

Given under my hand and the seal of the Court this 7th day of October, 2015.





(K.S. Mehra)

Commissioner

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