IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF MARCH 2019

BEFORE

THE HON'BLE MR. JUSTICE ALOK ARADHE

WRIT PETITION NO.4425 OF 2018 (GM-RES)

BETWEEN:

M/S ALL INDIA STREET VENDORS
PUBLIC AND CHARITABLA TRUST (AISVPCT)
HAVING ITS REGISTERED OFFICE AT SHOP NO 15,
MA JAYANAGAR SHOPPING COMPLEX, 4TH BLOCK,
BENGALURU – 560 011
REPRESENTED BY ITS MANAGING TRUSTEE
AUTHORISED PERSON
MR MOHAMMED JAVEED
AGED ABOUT 40 YEARS

... PETITIONER

(BY SMT.SUDHA B., ADV.)

AND:

1. THE STATE OF KARNATAKA
   BY ITS CHIEF SECRETARY
   VIDHANA SOUDHA
   BENGALURU - 560001

2. THE HOME SECRETARY,
   HOME DEPARTMENT
   GOVERNMENT OF KARNATAKA
   VIDHANA SOUDHA
   BENGALURU - 560001

3. THE DIRECTOR GENERAL & INSPECTOR
   GENERAL OF POLICE (DG & IGP)
   POLICE HEAD QUARTERS
   NRUPATHUNGA ROAD,
   BENGALURU - 560001

4. THE COMMISSIONER OF POLICE
   BENGALURU CITY

INFANTRY ROAD,
BENGALURU - 560001

5. THE STATION HOUSE OFFICER
JAYANAGAR POLICE STATION,
JAYANAGAR
BENGALURU - 560004

6. THE COMMISSIONER
BRUHAT BENGALURU MAHANAGARA PALIKE,
BBMP, CORPORATION BUILDINGS, N R ROAD,
BENGALURU – 560002

... RESPONDENTS

(BY SRI.Y.D.HARSHA, AGA FOR R-1 TO R-5;
SRI S.N.PRASHANTH CHANDRA, ADV. FOR R-6)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT THE RESPONDENT AUTHORITIES TO INSTRUCT THEIR SUBORDINATE POLICE OFFICERS ATTACHED TO JAYANAGAR POLICE STATION, BENGALURU FORTHWITH NOT TO INTERFERE WITH THE DAY TO DAY BUSINESS ACTIVITIES OF THE PEITIONER TRUSTEES, THE STREET VENDORS IN JAYANAGAR SHOPPING COMPLEX HEREIN AND NOT TO TROUBLE THEM IN ANY MANNER AND NOT TO REPEAT THEIR INHUMAN ACTS, HARASSMENT AND RELENTLESS TORTURE AGAINST THE PETITIONER TRUSTEES AND TO ENSURE THAT THE STREET VENDORS WILL BE GIVEN ADEQUATE PROTECTION TO CARRY ON WITH THEIR DAY TO DAY BUSINESS AND THEY WILL NOT BE DISTURBED/AFFECTED IN ANY MANNER BY THE SAID JURISDICTIONAL POLICE IN THEIR DAY TO DAY AFFAIRS OF STREET VENDING ACTIVITIES AND ETC.

THIS PETITION COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP THIS DAY, THE COURT MADE THE FOLLOWING:-

ORDER

In this petition, the petitioner *inter alia* seeks for a direction to respondent authorities to instruct their subordinate police officers attached to Jayanagar Police Station, Bengaluru forthwith not to interfere with the day to day business activities of the petitioner trustees, the street vendors in Jayanagar Shopping Complex herein and not to trouble them in any manner and not to repeat their inhuman acts, harassment and relentless torture against the petitioner trustees and to ensure that the street vendors will be given adequate protection to carry on with their day to day business and they will not be disturbed/affected in any manner by the said jurisdictional police in their day to day affairs of street vending activities.

2. On perusal of the records, I deem it appropriate to dispose of the writ petition with a direction that the competent authority shall

consider and decide the representation submitted by petitioner dated 26.09.2017 at Annexure-G, if not already decided, in accordance with law by a speaking order within a period of four months from the date of receipt of certified copy of the order passed today. Ordered accordingly.

3. It is made clear that this Court has not expressed any opinion on the merits of the case.

Accordingly, the petition is disposed of.

Sd/-
JUDGE

dn/-