

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPPIL No. 37 of 2017

Kamal Kumar Dubey Versus Union Of India

WPPIL/67/2017

{Common Order}

28/07/2023	Ashish Shrivastava, Sr. Advocate with Shri Ankur Diwan, Advocate, Shri Jai Prakash Tiwari, Advocate and Shri Ramayan Yadav, Adv. for the petitioner in WP PIL No.37 of 2017. Shri Sudiep Shrivastava and Shri Manash Vajpai, Adv. for the petitioner in WP PIL No.67 of 2017. Shri Ramakant Mishra, Dy. Solicitor General with Shri Rishabh Dev Singh & Mrs. Anju Shrivastava, Adv. for the UOI. Shri S.C. Verma, Advocate General with Shri H.S. Ahluwalia, Dy. Adv. General for the State. Shri Anumeh Shrivastava, Adv. for the Airport Authority of India. Shri Shobhit Mishra, Adv. for the IndiGo Airlines. Shri Apurv Goyal, Adv. for the Air Vistara Limited. Shri Shobhit Koshta, Adv. for the Alliance Air (Air India). At the outset, learned Advocate General would submit that with respect to the widening of airstrip, the infrastructure is
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completed to the extent of 95% and constant current regulator room is in progress and only finishing work remains. He would further submit that in order to drain out the water from the airstrip, 80% work has already been completed and in case of emergency, isolation bay has also been completed to the extent of 80%. He would also submit that in respect of the approach road to the terminal of the airport, the State has earmarked 100 meter, which is covered by encroachment, for which, necessary steps have been taken by issuing notice. Learned Advocate General would next submit that the amount which is to be transferred to the Defence, as per the instructions, some land has already been allocated to the Collector, which would be tendered within a period of 7 days.

Learned counsel appearing for the UOI would submit that the moment, the amount is received, the process to transfer the land to the State Government would be processed.

Learned counsel for the petitioner would submit that still the issue of withdrawing the aircraft from Bilaspur to Bhopal and Bilaspur to Indore is not being properly explained and as per the data, which has been received by him, 50% traffic was already existing and there was no occasion to make a sudden withdrawal of such aircraft. Learned counsel would further submit that the Alliance Air may be asked to place on record, the actual traffic to the percentage wise of the sheets of the aircraft along with the fare for both the flights i.e. Bilaspur to Bhopal and Bilaspur to Indore flights.

Having considered the fact and the progress which has been shown for development of infrastructure, learned

Advocate General since has made a statement that by September 2023 deadline of the infrastructure would be completed, we deem it proper to fast track such construction without dilution of any safety measure. In respect of the approach road, it is expected that the said process shall also be fast tracked, which would be integral part of the operation for the airport.

Learned counsel for the State is directed to place on record, the measures taken to remove the encroachment from the road by the next date. In order to monitor further progress, we deem it proper to list this case on 17.08.2023.

In view of foregoing, post both these cases on 17.08.2023.

Sd/-

(Goutam Bhaduri)
Judge

Sd/-

(Sanjay S. Agrawal)
Judge