

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPIL No. 37 of 2017

Kamal Kumar Dubey **Versus** Union Of India & Ors.

WPIL/67/2017

{Common Order}

13/02/2024	Shri Ashish Shrivastava, Sr. Advocate with Shri Aman Pandey, Advocate for the petitioner in WP PIL No.37 of 2017. Shri Sudiep Shrivastava, Advocate for the petitioner in WP PIL No.67 of 2017. Shri Ramakant Mishra, Dy. Solicitor General with Shri Tushar Dhar Diwan, CGC for Union of India. Shri Raj Kumar Gupta, Additional Advocate General for the State. Shri Anumeh Shrivastava, Advocate for the Airport Authority of India. Shri Shobhit Mishra, Advocate for the IndiGo Airlines. Shri Shobhit Koshta, Advocate for the Alliance Air (Air India). Heard. The status report has been placed on record. (i) In respect of the construction of boundary wall, it has been stated that 175 meters remains and due to water logging that could not be completed and after applying the suitable technical measures, the boundary wall and the construction work is in progress and expected date for completion has been stated to be 15/03/2024. Shri Chandra Kishore Pandey who was requested to assist is present

before the Court. After having brief interaction with him, he stated that all efforts would be made to complete it, they have taken a safer date. It is expected that more man power may be deployed to complete the work.

At this juncture, it is pointed out that on the earlier occasion which is reflected in the order sheet dated 12/12/2023 it was stated that 150 meters of boundary wall remains and it would be completed by 30/01/2024 and the status report was filed on 8/12/2023 they are contrary.

Learned Additional Advocate General as per the instruction would submit that due to the water logging, the area might have increased and there were certain internal difficulties which has been revoked, therefore the delay has caused. Considering the submission made, we expect that all efforts would be made to complete the boundary wall prior to 15/03/2024.

(ii) In respect of the airport link road, learned counsel for the petitioners would submit that because of certain encroachment still exists, it has caused a bottle necking, however the status report has been filed today and it is stated that the airport link road project would be completed by 29/02/2024. Therefore, considering the submission, this is also expected that same would be done prior to that.

(iii) With respect to up-gradation work from 3C-VFR to 3C-IFR, certain civil work has been completed and it has been stated that the project would be completed by 29/02/2024. The counsel for the petitioners would submit that perusal of the letter dated 25/01/2024 at serial number 2 it is referred to the installation of AGL on isolation bay and time for completion of electrical

work is mentioned as after completion of the civil work, seven days further would be required and at serial number 7 it is referred to installation of perimeter lights and it also reflects that it is dependent on the completion of the civil work and 15 days further time has been stated. They submit that in view of that when the whole project is stated to be completed by 29/02/2024, the respondent may be directed to clarify serial number 2 and 7 as the civil work of boundary wall has been stated to be completed by 15/03/2024. The respondent shall place on record additional status report and explain the same.

(iv) With respect to the apprehension raised about closure of the flight from 29/02/2024 which are operating as on today which are Bilaspur, Jabalpur, Delhi and Bilaspur, Prayagraj, Delhi and back, Shri Shobhit Koshta, Advocate who is with Shri Prasann Soni, Station Manager, Alliance Air would submit that as per the instructions received they would continue the commercial flights from Bilaspur to Prayagraj, Delhi and Bilaspur to Jabalpur, Delhi and back as it is operating today. The revised proposal is placed before this Court in closed envelope and it is submitted that at this moment that cannot be placed in the public domain and the consensus is to be arrived at.

In respect of the response of the State Government, it is stated that proposal has already been handed to the Additional Director under the Chairmanship of the Chief Secretary, the issue is being deliberated pursuant to the order of this Court. We expect that deliberation may take place as early as possible so as to start the direct flight as proposed from Bilaspur to Delhi, Bilaspur to Kolkata, Bilaspur to Hyderabad, Bilaspur to Prayagraj etc. The

gouri	proposal which has been placed be kept under a seal cover in this Court. (v) In respect of the handing over the land, it is been submitted that rectification of the khasra number proposal has already been received by the Central Government and all deliberations are being made on that. It is expected that within a fortnight time they may arrive at a decision, so that public purpose is enhanced. List the case on 1st March, 2024. Sd/- (Goutam Bhaduri) Judge Sd/- (Radhakishan Agrawal) Judge
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