

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPIL No.37 of 2017

Kamal Kumar Dubey

Versus

Union of India and others

WPIL No.67 of 2017

21/06/2024	Mr. Ashish Shrivastava, Sr. Advocate with Mr. Ankur Diwan, Mr. Sudiep Shrivastava and Mr. Manas Bajpai, Advocates for the Petitioner. Mr. Ramakant Mishra, DSG and Ms. Anmol Sharma CGC, for UOI. Mr. R.K. Gupta, Additional A.G. for the State. Mr. Anumeh Shrivastava, Advocate for Airport Authority of India. Mr. Shobhit Koshta, Advocate for Alliance Air (Air India). 1. Different letters brought to our notice one is by the The Directorate General of Civil Aviation (DGCA) and another is by the Directorate of Aviation, Government of Chhattisgarh. From submission of the Petitioners, it is stated that the letter of the State Government dated 27.05.2014 in response to the letter of Union of India dated 18.04.2024, would show that State Government has sought for review of the direction given by the Union of India which is not possible within short time. The question pertains to the new

Performance Based Navigation (PBN) whether can be set in motion or DVOR Conventional Technology can be installed earlier, the letter reflects that both contains headwind for each other, therefore, we feel it that let their meeting be convened in between officers of the Ministry of Civil Aviation, New Delhi, Government of India including the authorities of DGCA and officials of Directorate Aviation, Government of Chhattisgarh under the Chief Secretary within a period of two weeks. It is expected that the technicalities would be sidelined to achieve the ultimate object for up-gradation of the Airport of Bilaspur. We expect that as has been expressed by the State as also the Union of India that both the Governments since want the up-gradation, it should be done in such spirit without any blame game. The outcome of the report shall be placed before this Court before the next date of hearing.

2. On the earlier date of hearing, it was stated that in respect of extension of boundary wall 1250 meters was constructed, however the earlier boundary wall of Airport required to be demolished for which the permission is required from Bureau of Civil Aviation Securities. During the hearing today, it has been stated that on 24.05.2024, the inspection has already taken place and report has been sent to Bureau of Civil Aviation Headquarters and the Bureau of Civil Aviation Headquarters would be obliged to grant approval as per their norms and the Airport Director of Bilaspur may communicate the same along with copy of this order to the Bureau of Civil Securities Headquarters.

3. Learned Counsel appearing for the Alliance Air would submit that five routes Delhi, Kolkata, Prayagraj, Jabalpur and Jagdalpur have already been started by Alliance. Schedule is placed, copy of the same is taken on record, with a copy to the Petitioners with affidavit.

4 It is submitted that the demarcation of handing over the

	land though started, it is in the stand still position after 04.04.2024. The Additional A.G. is directed to seek instructions and if it has not been done and having being commenced already, the State shall take all efforts to complete the demarcation by the next date in the presence of the Army Officers. Learned Dy. Solicitor General shall communicate about this order to the authorities concerned in this regard and the Tehsildar shall also communicate date and time for all the demarcation procedure. As prayed, list both the matters on 11.07.2024. <table><tr><td>Sd/- (Goutam Bhaduri) Judge</td><td>Sd/- (Rajani Dubey) Judge</td></tr></table>	Sd/- (Goutam Bhaduri) Judge	Sd/- (Rajani Dubey) Judge
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