



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPPIL No. 127 of 2021

In Re. Roads Of Chhattisgarh **Versus** State Of Chhattisgarh And Others

alongwith

WPPIL/26/2022 & WPPIL/83/2023

Order Sheet

11/12/2024	Mr. A.S.Kachhwaha and Mr. Prateek Sharma, learned <i>Amici Curiae</i> and Mr. Tridib Bhattacharya holding brief of Mr. Siddharth Dubey, learned counsel for the petitioner in WPPIL No. 26/2022. Also heard Mr. Prafull N. Bharat, learned Advocate General assisted by Mr. Y.S.Thakur, Additional Advocate General, Ms. Annapurna Tiwari, Ms. Anmol Sharma and Mr. Tushar Dhar Diwan, learned Central Government Counsel, appearing for Union of India/Respondent No.1 in WPPIL No. 127/2021 and WPPIL No. 83/2023 and for respondent No.10 (Railways) in WPPIL No. 26/2022, Mr. Dheeraj Kumar

Wankhede, learned counsel for the NHAI, Mr. Sandeep Dubey and Mr. Manas Vajpai, learned counsel, appearing for respondent Nos. 7 & 8 in WPPIL No. 127/2021, Mr. Varun Sharma, learned counsel, appearing for respondent No.6 in WPPIL No. 127/2021 and respondent No.11 in WPPIL No. 26/2022, Mr. Ishan Verma, learned counsel, appearing for respondent No.9 in WPPIL No. 26/2022. Mr. Rakshit Tiwari holding brief of Pankaj Agrawal, learned counsel, appearing for respondent Nos. 2 & 7 in WPPIL No. 26/2022 and Ms. Ruchi Nagar, learned counsel, appearing for the intervenor.

On the last date of hearing i.e. on 18.11.2024, the Chief Secretary of the State was directed to file his personal affidavit showing the current status of the construction work at Dhaneli-Mandir Hasaud Road as well as Mopka-Sendri bypass as the learned Advocate General had stated that the tender in question was already issued and work was in progress, but with respect to the actual status of the work, the Chief Secretary was directed to file his personal affidavit alongwith documentary evidence.

Pursuant to the above directions, the Chief Secretary, Government of Chhattisgarh as filed his personal affidavit, the relevant portion of which reads as under:

“1.xxx xxx xxx

	2. It is submitted that road from Saddu to Vidhansabha road is a four lane road for which an amount of Rs. 22.99 crores was sanctioned vide order dated 14.03.2024 for strengthening. The total length of the road is 17.2 kms which is divided into two parts i.e. (A) from village Dhaneli to village Saddu which is 9.5 kms. in length and is maintained by the National Highway Division Raipur and (B) Saddu Vidhansabha to village Jora which is 7.7 kms in length and is maintained by the Public Works Department, Division No. 3, Raipur. 3. It is submitted that on the road from village Dhaneli to village Saddu initially patch repair work was done and the work of road marking and central linking was also done. In the Railway Over Bridge situated in village Tekari, the electrification work was completed and the Over Bridge was fully lighted. 4. It is submitted that tender was awarded to the lowest bidder for strengthening of Jora-Saddu-Dhaneli (length 7.50 km road bypass) on 27.06.2024. For second part of Jora-Saddu-Dhaneli bypass (length 9.50 kms) work order for Short Term Maintenance contract was issued on 15.03.2024. Under the said contract the work for removing the stray cattle from the road was also included. 5. It is submitted that for Tekari Railway Over Bridge situated at Jora-Saddu-Dhaneli bypass work order for Wearing Coat was issued on
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07.06.2024.

6. It is submitted that the strengthening working of Jora-Saddu-Dhaneli road (7.50 kms) has been completed by 01 km on one side. Rest of the work is in progress. The work for construction of Concrete Crash Barriers and Cow Catcher is complete for 01 km in one side and for the rest work is in progress. Photographs demonstrating the work done and in progress are filed herewith as ANNEXURE X/1.

7. That, Short Term Maintenance contract for Jora Saddu-Dhaneli road (9.5 km) is continuing and the work of Road Marking, Divider Painting, Sign Boards, Delineator, Median Marker is complete. Photographs demonstrating the work done are filed herewith as ANNEXURE X/2.

8. It is submitted that the National Highway 130B from Dhaneli Chowk to Nardaha Chowk (10.90 km) proposal has been sent to the Central Government, Ministry of Road Transport for inclusion in the Budget of 2024-2025.

9. It is submitted that a requisition for upgradation of Koni-Mopka bypass (13.40 km) costing Rs. 4163.80 lacs is being proposed in main Budget 2025-2026.”

Alongwith the affidavit, the photographs of the ongoing construction of the roads have also been annexed.

	On the last date of hearing, the Regional Officer of NHAI, Raipur was also directed to file his personal affidavit in the matter with respect to the report submitted by Mr. Prateek Sharma, learned Amicus Curaie. Mr. Wankhede, learned counsel appearing for the respondent-NHAI prays that he may be granted some time to file affidavit as was directed vide order dated 18.11.2024. Prayer is allowed. The Regional Officer, NHAI, Raipur, may file his affidavit before the next date. Ms. Ruchi Nagar, learned counsel appearing for the Intervenor submits that Shubham Vihar Road has not been repaired till date despite direction by this Court on earlier three occasions. Mr. Sandeep Dubey, learned counsel appearing for the respondent/Municipal Corporation, Bilaspur submits that the Corporation shall do the needful at the earliest for repairing of the Shubham Vihar Road. In view of the above, the Commissioner, Municipal Corporation, Bilaspur, is directed to file his affidavit with respect to the current status of the repairing of Shubham Vihar Road, failing which he shall appear in person on the next date fixed.
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Let these matters be listed again on **10th of February, 2025** by which date the further progress report shall be filed by the Chief Secretary, Government of Chhattisgarh.

Sd/-
(Amitendra Kishore Prasad)
JUDGE

Sd/-
(Ramesh Sinha)
CHIEF JUSTICE