



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPIL No. 127 of 2021

IN RE. ROADS OF CHHATTISGARH **versus** STATE OF
CHHATTISGARH AND OTHERS

WPIL/26/2022,WPIL/83/2023

Order Sheet

29/04/2025	Heard Mr. Rajeev Shrivastava, Senior Advocate, Mr. A.S. Kachchwaha and Mr. Prateek Sharma, learned Amicus Curiae and Mr. Tribid Bhattacharya on behalf of Mr. Siddhrth Dubey, learned counsel for the petitioner in WPIL No.26/2022. Also heard Mr. Prafull N. Bharat, learned Advocate General along with Mr. Y.S. Thakur, Additional Advocate General, Mr. Tushar Dhar Diwan and Ms. Annapurna Tiwari, 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. Pankaj Agrawal, learned counsel along with Mr. Rakshit Tiwari, learned counsel for the Respondents No.2 & 7, Mr. Krishna Tandon, learned counsel for the respondents No.6 and 7 in WPPIL No.26/2022, Mr. Aditya Kumar Mishra, learned counsel for the Respondent No.9 in WPPIL No.26/2022.

Two affidavits have been filed by the Union of India dated 23/04/2025 & 28/04/2025 and from perusal of the affidavit dated 23/04/2025 it has been informed that the Tifra-Pendridih Road, Bilaspur is under the authority of the State of Chhattisgarh.

Mr. Prafull N. Bharat, learned Advocate General assisted by Mr. Y.S. Thakur, learned Additional Advocate General for the State, submits that he will take all measures to get the said road repaired/renovated at the earliest.

Further from perusal of the affidavit dated

28/04/2025 it would show that the Detailed Project Report (DPR) for upgradation of National Highway No.130-B including the stretch from Dhaneli Chowk to Narhada Chowk is under preparation.

Mr. Ramakant Mishra, learned DSG for the Union of India states that he will also make all possible endeavour to get the said work completed at the earliest.

In view of the assurance given by the learned Advocate General and the learned D.S.G. we hope and trust that the authorities concerned shall make all possible endeavour to get the work done at the earliest.

Further in compliance of the Court's order dated 10/02/2025 an affidavit has been filed by the Project Director, NHAI. The relevant portion of the affidavit reads as under:-

4. That, a proposal for the construction of foot over bridges has been prepared to ensure safety of School Children and Pedestrians Crossing NH-130. The IE team has visited the Bilaspur-Pathrapali section and 05 nos. of locations have been identified where

	construction of FOB is significant for providing safe road crossing measures. Accordingly, the IE has submitted the cost for Construction of Foot Over Bridges in the Bilaspur-Pathrapali section, justifying the necessity for its requirement for providing safe road crossing measures & safety of locals crossing the highway on daily basis. 5. That, the brief detail of each location where the construction of FoB is required is as under: a. <u>Km 20+100 (Turkadih village)</u>:- This locations falls at Turkadih village which is situated on both side of the Highway. The population of village is 2500-3000 people on one side, there is also a Primary Government School catering to nearby villages. There is also a Primary Healthcare Hospital. Every day several people also cross the 1 File No. 13013/5/BSP-PATHRAPALI/ADANI/FoB (Computer No.192125) Generated from eOffice by MANOJ SHARMA, GM (PD PIU BILASPUR) – MKS, PD PIU-BILASPUR, RO Raipur on 25/04/2025 6:53 PM highway on foot for travel to local shops and village hut. The nearest Under Pass from this location is at Km 20+700 which is found cumbersome by
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	the pedestrian traffic. Hence there is a necessity of FOB Of the above local pedestrian traffic. b. <u>Km 23+980 (Sendri Town, at grade junction)</u>:- This location falls in Sendri town which has a large population of about 5000 people. There is a Government High School in which 3000 student's study which is a significant number. The highway passes through the middle of the village where the residents cross the Highway on foot through of the day. The area is accident prone and a state identified black spot as per the accident data. There is a large market of the village to which the villagers often travel by foot, there is also a mental hospital very close to this location. The nearest Under Pass from this location is at Km 24+854 which is quite far away for the pedestrian traffic for crossing National Highway. Hence it is recommended to construct a FOB at this location. c. <u>Km 32+300 (Madanpur village)</u>:- The location falls at Madanpur village on one side on Ranigaon village on the other. The estimated population of both these villages is 7500 people. There is a Government Middle School and a primary Health Care Hospital
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	adjacent to the Highway. Besides, every evening there is vegetable and foods mandi all along the highway. There is large number of daily needs shops in close vicinity of these locations. Large numbers of pedestrians commute for the above purpose and this location is an accident-prone zone. Further there is no Under Pass nearby this location for any possibility of channelizing the pedestrian traffic. Therefore, a FOB is found essential at this location. d. <u>Km 42+660 (Melnadih & Karra village):-</u> The total population of Melnadih and Karra villages is about 4000 people. The villages are situated on both this side of the highway. There is a Primary School at this location. The local traffic police has on several instances brought attention of the Authority for safety of children going to the school by crossing the National Highway on foot. There is also a bus stop very close to this location in which several passengers de-board for the nearby Khutaghat Dam. The nearest grade separated Under Pass is at Km 43+500 which is significantly away from this location. Therefore, there is a necessity to construct an FOB to cater to the above pedestrian traffic.
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	e. <u>Km 47+540 (Beltara Town)</u>:- The Beltara town is very large one of about 5000 resident. At this location there is a Government High Secondary school as well as a primary health hospital for the village. There is market /offices on both side of NH which includes Dhaba, Daily Needs Shops, cloth market, Patwari office, Subji Mandi etc. Due to large pedestrian traffic at this location, it is essential to construct a FOB at this location. It is also submitted that there are crash barriers between Main Carriageway and Service Roads on the above locations which the pedestrians are found climbing the PGR for crossing the highway. 6. That, the proposal was reviewed and forwarded with necessary comments to the proper authorities and finally, on 08.04.2025, the Competent Authority had accorded approval for initiating the bidding process of 5 FoBs, with a total cost of Rs. 17,95,61,305/- inclusive of taxes and O&M charges, under the EPC Mode at the RO level. Copy of the letter dated 26.04.2025 regarding grant of sanction for construction of five (05) Foot Over bridges is filed herewith as ANNEXURE R-04/2.
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From perusal of the above affidavit it is apparent that a proposal was reviewed and forwarded with necessary comments to the proper authorities and finally on 08/04/2025, the Competent Authority had accorded approval for initiating the bidding process of 5 FoBs with a total cost of Rs.17,95,61,305/- and the copy of the letter dated 26/04/2024 regarding grant of sanction. Therefore, it is expected that the authority concerned shall release the said grant for the construction of the said 05 FoBs and inform accordingly by the next date of hearing.

Let the matter be listed again on **10th of July, 2025** for further monitoring of the matter.

SD/-

SD/-

(Arvind Kumar Verma)

(Ramesh Sinha)

Judge

Chief Justice

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