



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPIL No. 82 of 2024

Phulsingh Kachlam **Versus** State Of Chhattisgarh
Order Sheet

12/11/2024	Heard Ms. Rajni Soren, learned counsel for the petitioner. Also heard Mr. Sangharsh Pandey, learned Government Advocate for respondent / State. An affidavit has been filed by the Secretary, Public Works Department, Raipur C.G. which is being reproduced hereasunder:- <i>“1. That instant PIL has been preferred by the petitioner for directions to the respondent authority to repair and reconstruct the Narayanpur to Orchha road.</i> <i>2. That on 15.10.2024 this Hon'ble Court had directed the Secretary, PWD to file his personal affidavit on the matter regarding the said road. That in compliance of said order I am swearing this affidavit.</i> <i>3. That the total length of the Narayanpur to Orchha</i>

road is 63.60 km and the road is divided in 2 parts:

- Narayanpur-Dhaudai (Palli), which is a part of Rajnandgaon-Bailadila (Narayanpur Palli Barsur) State Highway No. 5. The total length of this part of road is 32.60 km
- Second part of the road is Palli-Chhotedongarh-Orchha Road and the length of this part of road is 31 km.

4. That the Narayanpur Palli Barsur road was sanctioned in the year 2010 under LWE (Left wing extremist Scheme) and the budget of Rs 63.1698 crores was sanctioned for the construction and widening of the road. Work order of this part of the road was issued on 20.6.2012 and work was assigned to M/s KMS Construction New Delhi and the work was completed on following dates.

- Work of km 176/6 to 192/10 was completed on 20.6.2018
- Work of km 193/2 to 209/10 was completed on 20.9.2019
- Work of km 210/2 to 219/6 was completed on 20.7.2020

5. That the work of Palli Chhotedongarh Orchha was

sanctioned on 09.12.2010 and the budget of Rs 50.5099 crores was sanctioned for the project. That since this part was in core Naxalite belt therefore despite of inviting tenders various times nobody turned up for carrying out the work. Therefore the work was divided in 17 different parts and the work was allotted to different persons. The last part of the work was completed on 30.6.2022.

6. That during the construction of this part of the road at km 12, Neco Jaiswal Company started the project of iron ore mining in the month of October 2021. That on this road around 500 multi axle truck are plying daily from Amdel Ghati till Raipur and because of this heavy traffic the road is in damaged condition.

7. The road was designed and approved as per the traffic load of year 2009-10 and because of starting of activity of mining of iron ore and transportation of iron ore the road get damaged.

8. That to maintain the road for the regular traffic, department is continuously doing the repair work as well as Neco Jaiswal Company is also carrying out the regular repairing work.

9. That amount of Rs 120 lacs has already sanctioned for WBM and BT patch repair work and the tender work is already complete and to carry out the work agency is already selected. The copy of acceptance letters is annexed herewith as Annexure D/1.

	10. That the proposal for the construction of CC road of Gadh Bengal junction (km 176/6) to Dhaudai Junction of Palli Barsur road (km 209/2) total length 32.600 km is already submitted. The estimate of Rs 8350 lacs has already been proposed for sanction during 2nd supplementary budget of year 2024-25. The copy of proposal is annexed herewith as Annexure D/2 11. That proposal for construction of CC road between km 13 to km 31 of Palli Chote-dongarh Orchha road has already been made. The estimate of Rs 4865 Lacs for sanctioning during 2nd supplementary budget of year 2024-25 has already been submitted. The copy of proposal is annexed herewith as Annexure D/3. 12. That initially the sanction of Rs 14 crores was made for construction of road between km 1 to km 12 of Palli to Chote-dongarh Orchha road was granted on 04.08.2023, but looking to the heavy traffic on the road a revised estimate of Rs 2942.29 Lacs for construction of CC road was submitted before the finance department which is pending consideration at this stage. 13. That the department of PWD is in the process of getting the necessary financial approval and the process is at the final stage and immediately after the financial approval the work will be started by the department. 14. That meanwhile the department is continuously
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doing the WBM patch repair work in the road and the copy of photographs showing the work done by the department and the present condition of the road is annexed herewith as Annexure D/4”

It is stated by the Secretary, Public Works Department, Raipur C.G. that the necessary financial approval for the CC road has been submitted to the Finance Department and which is pending consideration and as soon as the fund is sanctioned and financial approval is done, further process will be started for the immediate construction of the CC road and it is stated that as per the present status is concerned, necessary repairing work is being done by the PWD Department, so that no inconvenience would be caused to the persons using the said road.

In view of the same, let the matter be listed again on 16.12.2024.

Sd/-

(Amitendra Kishore Prasad)
Judge

Sd/-

(Ramesh Sinha)
Chief Justice