

13.03.2018 Present: Ms. Shreya Chauhan, Advocate, as Amicus Curiae.

Mr. Ashok Sharma, Advocate General, with
Mr. Ajay Viadya, Senior Additional Advocate
General, Mr. Ranjan Sharma, Mr. Adarsh K. Sharma,
Mr. Nand Lal Thakur, Ms. Rita Goswami,
Additional Advocate General, Ms. Swaleen Jaswal
and Mr. J.K. Verma, Deputy Advocate Generals, for
the State.

Ms. Poonam Gehlot, counsel for respondent No. 5.

Mr. Aman Sood, counsel for respondent No. 6.

Mr. Surinder Saklani, counsel for respondent No. 7 and
10.

Mr. Rajesh Kumar Sharma, ASGI, for respondent No.
8.

Mr. Vijay Chaudhary, counsel for respondent No. 9.

Yesterday, we have had interacted with the Executive
Engineers of Sundernagar and Karsog Divisions. We notice that
now, purely on account of efforts put in by the learned Advocate
General and learned Assistant Solicitor General of India, the Central
Government, in principle, has accorded approval for construction of
Slappar-Tatapani double lane road, for which administrative
approval of a sum of Rs. 219.43 crores also stands accorded.

As we have been emphasizing, this road would change
the economy of the State, today we are informed that work of the
road cannot commence for the reason that certain formalities are
required to be completed. Perhaps some land is to be acquired and
permissions, under the Forest Conservation Act, are to be obtained.

We notice that officers, who are currently posted in the concerned Divisions, are in know of the matter and during our interaction with them, we had found them to be energetic and enthusiastic for ensuring early commencement and completion of the work of road. The work for construction of the road has to be completed at the earliest. It is in this backdrop, as indicated earlier, we observe that without leave of the Court, none of the officers (Executive Engineers), posted in the concerned Divisions, shall be transferred.

We notice that thus far, work carried out by Contractors Balak Ram and Munish Kumar Sharma is being carried out as per undertakings furnished by them.

However, insofar as Contractor Sanjay Kumar Sharma is concerned, we find him to be lagging behind in completing the work in terms of his undertaking furnished to the Court. Today, Mr. Vijay Chaudhary, learned counsel has placed on record an application seeking extension of time. It be registered. He has also filed an affidavit tendering an unconditional apology.

At this stage, we do not pass any order on the same and the matter is adjourned for 20th March, 2018, on which date, Contractor Sanjay Kumar Sharma shall personally remain present in Court.

(Sanjay Karol),
Acting Chief Justice

13th March, 2018(K)

(Ajay Mohan Goel),
Judge