

**Court on its own motion Vs. National Highways Authority of India a/w connected matters.**

**CWPIL No. 249 of 2017 a/ CWPIL No. 24 of 2021, CWPs No. 5196 of 2022 & 614 of 2023.**

**CWPIL No. 249 of 2017**

16.05.2023 Present

Court on its own motion.

Mr. K.D. Shreedhar, Senior Advocate with Ms. Shreya Chauhan, Advocate, for respondent No. 1/NHAI.

Mr. Shashi Shirshoo, Central Government Counsel, for respondent No. 2/Union of India.

Mr. Anup Rattan, Advocate General with Ms. Sharmila Patial, Additional Advocates General, Ms. Priyanka Chauhan, Mr. Arsh Rattan, Deputy Advocates General and Mr. Rajat Chauhan, Law Officer, for the respondents/State.

**CWPIL No. 24 of 2021**

Court on its own motion.

Mr. Anup Rattan, Advocate General with Ms. Sharmila Patial, Additional Advocates General, Ms. Priyanka Chauhan, Mr. Arsh Rattan, Deputy Advocates General and Mr. Rajat Chauhan, Law Officer, for the respondents/State.

**CWP No. 5196 of 2022**

Mr. B.M. Chauhan, Senior Advocate with Mr. Amit Himalvi, Advocate, for the petitioners.

Mr. K.D. Shreedhar, Senior Advocate with Ms. Shreya Chauhan, Advocate, for the respondents.

**CWP No. 614 of 2023.**

Mr. Romesh Verma, Senior Advocate with Mr. Hitesh Thakur, Advocate, for the petitioners.

Mr. Anup Rattan, Advocate General with Ms. Sharmila Patial, Additional Advocates General, Ms. Priyanka Chauhan, Mr. Arsh Rattan, Deputy

Advocates General and Mr. Rajat Chauhan, Law Officer, for respondents No. 1 to 3/State.

Mr. K.D. Shreedhar, Senior Advocate with Ms. Shreya Chauhan, Advocate, for respondent No. 2.

CWPIL No. 249 of 2017.

The learned Central Government Counsel has placed on record communication dated 16.05.2023, the relevant part whereof reads as follows:-

*“As directed by the Hon'ble High Court today, please find here the Instructions as mentioned below in reference to the above cited letter:*

*1. That the proposal of "Development of wayside amenities on the already diverted 15.1526 ha. of additional forest land in favour of National Highway Authority of India PIU Shimla for the disposal of muck/debris generation in Four Laning of Parwanoo to Solan Section of NH-22 (New-05) Kms 67/100 to 106.139 Solan Forest Division, District Solan, (Online Proposal Number FP/HP/Road/35827/2018)" was received in Integrated Regional Office, MoEF & CC Shimla from the Nodal Officer, O/o Pr. CCF. H.P. Shimla vide Letter No. Ft. 48-3790/2015 (FCA) dated 06.04.2023 on 11.04.2023.*

*2. That the proposal is at the examination stage and will be processed soon. It is to apprise that this proposal is linked with already approved proposal (with Online Proposal Number FP/HP/Road/35827/2018) which was approved by the Regional Empowered Committee (REC) as proposal being more than 5 Hectares, hence, this proposal for wayside amenities is also*

*required to be discussed in the REC meeting and it shall be discussed in the forthcoming REC meeting in the month of June (REC meeting is held once a month)."*

**2.** Now when the proposal is to be discussed in the forthcoming month of June, 2023, we deem it appropriate to defer the hearing of this petition qua this aspect till the next date of hearing and in the meanwhile, fresh status report be filed by respondent No. 2.

List on **28.06.2023**.

**(Tarlok Singh Chauhan)**  
**Acting Chief Justice**

**(Virender Singh)**  
**Judge.**

**May 16, 2023**  
(hemlata)

