

**Court on its own motion Vs. NHAI & Ors.**

**CWPIL No. 249/2017**

14.03.2024 Present: Court on its own motion.

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

Mr. Balram Sharma, Deputy Solicitor General of India, for respondent No. 2/UOI.

Mr. Anup Rattan, Advocate General with Mr. Ramakant Sharma, Mr. Navlesh Verma and Ms. Sharmila Patial, Additional Advocates General and Mr. Raj Negi, Deputy Advocate General, for the respondents-State.

Ms. Kiran Dhiman, Advocate, for respondent No. 6.

Compliance affidavit filed by NHAI, in compliance to order dated 04.12.2023 is highly vague, as is evident from para-2 of the same, which reads as under:-

*"2 (i) That all the listed encroachments have been substantially removed from the Right of Way (ROW) of Parwanoo-Kaithlighat section of NH-05.*

*(ii) That is is further submitted that as far as temporary encroachments are concerned, same are being removed by NHAI from time to time."*

The respondent-NHAI is directed to be careful in future and not to file such a vague affidavit, or else, this Court may be constrained to pass adverse orders against the NHAI.

...2...

Let a proper affidavit be filed by the Project Director, NHAI, within a week, failing which, he shall personally appear before this Court on the next date of hearing.

List on **21.03.2024**.

**( Tarlok Singh Chauhan )**  
**Judge**

**( Sushil Kukreja )**  
**Judge**

**14<sup>th</sup> March, 2024**  
(raman)