

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPMB No. 96 of 2025</p> <p><b><u>Hon'ble G. Narendar, C.J.</u></b> <b><u>Hon'ble Alok Mahra, J.</u></b></p> <p>Mr. A.S. Rawat, learned Senior Counsel, assisted by Mr. Shiv Pandey, learned counsel for the petitioner.</p> <p>2. Mr. C.S. Rawat, learned Chief Standing Counsel alongwith Mr. Yogesh Tiwari, learned Additional Chief Standing Counsel for the State.</p> <p>3. Mr. D.S. Patni, learned Senior Counsel, assisted by Mr. Bhupendra Singh Bisht, learned counsel for respondent no. 2/Nagar Palika Parishad.</p> <p>4. Dr. Ganesh Kumar, Senior Scientist, CBRI, submits that CBRI has the technical expertise to carry out the geo-technical evaluation of the site in question and give a finding with regard to the extent of the structure that can be put up, but, a caveat is placed stating that they do not have the manpower and they can share their technical expertise if the geo-technical investigation can be carried out by any other team. In that view, the submission is placed on record. We direct the Urban Development Department and the Public Works Department to identify a body of technical experts to carry out the geo-technical investigation of the site in question and share their findings and take into consideration the inputs the CBRI may suggest and thereafter submit a report to this Court with a copy to the CBRI.</p> <p>5. We have heard Dr. Velmurugan Senathipathi, Chief Scientist, Central Road Research Institute. He would submit that the institute is competent of carrying out an evaluation of not only the load bearing capacity of the roads i.e. between Haldwani-Nainital, Kaladhungi-Nainital, but, also address the traffic congestion issues</p>

within the city and the hinterland road connectivity and also the pavement crust thickness evaluation. These are the measures which are urgently required by the Nainital Municipality, which has become the need of the hour for decongestion and prevention of accidents in the district of Nainital. The terms of reference may also include the traffic issues on the Kainchi Dham-Nainital road also. In all, we feel that a comprehensive and overall mobility evaluation requires to be done to address the long standing issues, which have virtually crippled the mobility in the district of Nainital, more particularly, in the areas surrounding Haldwani, Kaladhungi, Nainital, Bhowali, etc. In that view, we again direct the Urban Development Department and Public Works Department to address a request to the CRRI and request a deputation of their personnel for carrying out a mobility study of the district of Nainital, more particularly, the roads between Haldwani-Nainital, Kaladhungi-Nainital and Kainchi Dham-Nainital and also the hinterland roads, which connects main through of affairs and seek their expert opinion and submit a report, with a copy to the CRRI, to this Court.

6. All expenses shall be borne by the Public Works Department, Uttarakhand. With regard to the expenses of the CBRI, the same shall be borne by the Urban Development Authority. An interim report of the CRRI be placed before this Court in three months.

7. Dr. Ganesh Kumar, Senior Scientist of CBRI would submit that he is willing to be physically present during the geo-technical investigations by the team.

8. In the course of hearing and discussions, the name of one geo-technical investigation team by name CENGR has cropped up. In view of the short window available before the onset of monsoon, the Urban Development Department and the Public Works Department, Uttarakhand may seek exemption from following the Procurement Rules and engage the services of the

specialist team.

9. List this case 19.05.2025.

**(Alok Mahra, J.)**

13.05.2025  
Ujjwal

**(G. Narendar, C.J.)**

13.05.2025

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