

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-10323-2018 (O&M)
Date of decision: 01.02.2024

BOOTA SINGH AND ANOTHERPetitioners

VERSUS

UNION OF INDIA AND OTHERSRespondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- None for the petitioners.

None for respondent No.1.

Mr. Abhilaksh Gaiind, Advocate with
Mr. Rakesh Roy, Advocate
for respondents No.2 and 3-NHAI.

Mr. Teevar Sharma, Asst. A.G. Punjab
for respondent No.4.

VINOD S. BHARDWAJ, J. (Oral)

The present petition has been filed for seeking issuance of directions to the respondents to not to block the link road leading from Shahkot to nearby villages by constructing fly over without providing underpass in violation of the original proposed plan and also in violation of Rules 2.13.2 of Manual of Specifications & Standards for four laning of highways.

There is no representation on behalf of the petitioner today.

It is evident from a perusal of the order sheets that of the 05 times when the case has been taken up since 20.02.2020, Learned counsel appearing on behalf of the petitioners has entered appearance only on 01 occasion and even on the said occasion i.e. on 16.03.2023, he had prayed for some time to advance arguments. On the subsequent

two occasions, he has chosen not to enter appearance.

Counsel for the respondents No.2 and 3-National Highway Authority of India (NHAI) contends that prayer in the present writ petition was for seeking directions to respondent-National Highway Authority of India not to block the link road leading from Shahkot to nearby villages by constructing fly-over without providing underpass in violation of the original proposed plan. He contends that land in question had been acquired for building maintenance, management and operation of NH-71 in the State of Punjab. The construction of the four laning of Jalandhar to Barnala Section had not been entrusted to the National Highway Authority of India (NHAI). He further places reliance on the affidavit of 14.03.2023 filed by Hamesh Mittal, Project Director, National Highways Authority of India, PIU, Jalandhar wherein it has been averred that the fly-over already stands constructed and underpass is merely 160 meters from the edge of the link road and service lane having width of 5.50 meters have been provided on both sides of the Highway so as to provide access to the residents.

It seems that the grievance of the petitioners for grant of access already stands redressed.

Dismissed for non-prosecution.

All the pending miscellaneous application(s), if any, are also disposed of.

(VINOD S. BHARDWAJ)

JUDGE

FEBRUARY 01, 2024

Vishal sharma

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No