



NH34066/2/2013-S&R(B)
Government of India
Ministry of Road Transport & Highways
(S&R (P&B) Section)
Transport Bhawan, 1, Parliament Street, New Delhi- 110001

Dated: 09.05.2025

To

1. The Chief Secretaries of all the State Governments/ UTs.
2. The Principal Secretaries/ Secretaries of all States/ UTs Public Works Department/ Road Construction Department/ Highways Department (dealing with National Highways and other centrally sponsored schemes).
3. The Chairman, National Highways Authority of India, G-5 & 6, Sector-10, Dwarka, New Delhi-110 075.
4. The Managing Director, NHIDCL, PTI Building, New Delhi-110001.
5. The Director General (Border Roads), Seema Sadak Bhawan, Ring Road, New Delhi- 110 010.
6. All Engineers-in-Chief and Chief Engineers of Public Works Department of States/ UTs/ Road Construction Department/ Highways Departments (dealing with National Highways and other centrally sponsored schemes).
7. The Secretary General, Indian Roads Congress
8. The Chairman & CEO Railway Board, Ministry of Railways, New Delhi-110001
9. The Director, IAHE, NOIDA, UP
10. All CE-ROs, ROs and ELOs of the Ministry.

Subject: Memorandum of Understanding between MoRTH and Ministry of Railways (MoR) regarding "Land and other related matters for faster execution of projects.

Sir,

Please find enclosed herewith aforesaid MoU signed between MoRTH and MoR for kind information and necessary action.

2. This issues with the approval of the Competent Authority.

Yours faithfully



(Jitendra Kumar)
SE, S&R(Bridges)

Encls: As Above

For Director General (RD) & Special Secretary

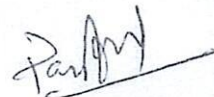
Copy to:

1. All the Technical Officers in the Ministry of Road Transport & Highways
2. All the Joint Secretaries in the Ministry of Road Transport & Highways
3. Technical circular file of S&R (P&B) Section
4. NIC-for uploading on Ministry's website under "What's new"

Copy for kind information to:

1. PS to Hon'ble Minister (RT&H)
2. PS to Hon'ble MOS (RT&H)
3. Sr. PPS to Secretary (RT&H)
4. Sr. PPS to DG (RD) & SS
5. Sr. PPS/PPS to Addl. Secretary (Transport)/Addl. Secretary (H & LA)
6. Sr. PPS/ PPS to AS&FA
7. Sr. PPS/ PPS to all ADGs
8. Sr. PPS/ PPS to JS (EAP) / JS (Logistics)

MEMORANDUM OF UNDERSTANDING
BETWEEN
MINISTRY OF RAILWAYS
AND
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS
OF
GOVERNMENT OF INDIA
REGARDING
LAND AND OTHER RELATED MATTERS
FOR FASTER
EXECUTION OF PROJECTS



This Memorandum of Understanding is executed at Rail Bhawan, New Delhi on 2nd May, 2025

BETWEEN

Ministry of Railways (hereinafter called MOR) acting through the Executive Director, Civil Engineering (Bridge & Structure-II)

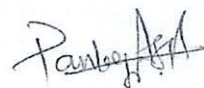
AND

Ministry of Road Transport & Highway (hereinafter called MORTH) acting through the Chief Engineer (Bridges)

Both Ministries agreed to the following principles for entering into a formal MOU.

OBLIGATIONS, DUTIES AND UNDERTAKINGS OF MOR & MORTH:

1. **Background:** - The Ministry of Railways and Ministry of Road transport & Highways, Government of India had already entered into MoU dated 10.11.2014 for construction of Road Over/Under Bridges on National Highways Corridors, which continues to remain operative. Further, for expeditious development and implementation of infrastructure projects, aligned with PM Gati Shakti framework by MORTH/NHAI and MOR, both Ministries hereby agree to the following clauses, by entering into a formal MoU.
2. **Reference Documents:**
 - i. Master Circular on 'Policy for Management of Railway Land' issued by Ministry of Railways vide letter No. 2021/LML/25/5 dated 04.10.2022 (hereinafter termed as Master Circular ON RAILWAY LAND).
 - ii. The provisions of MoU dated 10.11.2014 between Ministry of Railways and Ministry of Road transport & Highways, Government of India regarding 'Construction of Road Over/Under Bridges on National Highways Corridors'.
 - iii. "A Manual of Guidelines on Land Acquisition for National Highways under The National Highways Act, 1956" MORTH, December 2018- is the reference document on the subject on Land Acquisition for NHAI (National Highways Act, 1956) with provisions of RFCTLARR Act 2013 and application of its select provisions (First,



Second and Third Schedules) w.e.f. 01.01.2015.

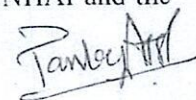
iv. Land Acquisition for Railway Projects under The Railway Act 1989.

3. Leasing/Licensing/Way Facilities:

- i. The provisions related to charges and tenure of Leasing/Licensing/Way Leave Facilities of the Railway Land contained in Ministry of Railways' Master Circular No. 2021/LML/25/5 dated 04.10.2022, & as amended from time to time shall be applicable for construction of Roads by MORTH/NHAI and on reciprocal basis for NH (National Highway) Land to Railways for railway projects. Land leasing/licensing/way leave charges for construction of ROB/RUB by MORTH/NHAI shall be governed as per the existing MoU between Ministry of Railways and MoRTH executed on 10.11.2014 or latest instructions issued from time to time in this matter.
- ii. Indian Railways has developed an online portal i.e. Indian Railways-Lease License Processing System (IR-LSPS) to grant approval of leasing/licensing of Railway Land for various activities. Indian Railways shall grant approval of leasing/licensing of Railway Land within 90 days from the date of registration of the portal. Similarly, on reciprocal basis, MORTH/NHAI shall transfer NH land to Indian Railways as per its policy within 90 days from the date of submission of proposal for railway infrastructure works.
- iii. The charges for leasing/licensing/way leave (ROW) facilities of the Railway land for the purpose of infrastructure works for public service utilities like urban transport, Highways, shall be governed by aforesaid MOR's Master Circular on policy for Management of Railway Land as amended from time to time. The charges for leasing/licensing/way leave (ROW) facilities of the NH land for railway projects shall similarly be governed by Ministry of Railway's Master Circular on Policy of Management of Railway Land as amended from time to time. Land leasing/licensing/way leave charges for construction of ROB/RUB by MORTH/NHAI shall be governed as per the existing MoU between Ministry of Railways and MoRTH executed on 10.11.2014 or latest instructions issued from time to time in this matter.

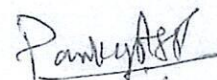
4. Working Permission:

- i. Indian Railways has developed an online portal i.e. Indian Railways- Lease License Processing System (IR-LSPS) to grant approval of Leasing licensing of Railway Land for various activities. The proposal will be submitted online on the Ministry of Railways portal <https://ircep.gov.in/LSPS> i.e., Indian Railways-Lease License Processing System (IR-LSPS) for grant of approval of leasing/licensing of Railway Land for construction of roads. MOR shall submit the proposal to MORTH/NHAI offline till a suitable portal is developed by MORTH. After registration on the IR-LSPS Portal, joint verification shall be carried out within 15 days by Divisional officers of Railways and ROs (Regional Officers) of MORTH/NHAI.
- ii. Amount to be deposited for the land shall be determined on the basis of area measured (ref: available land records with Railways and/or MORTH/NHAI and the



market value of land (MVL) duly determined for the location by revenue authorities as stipulated under Railway's Master Circular on policy for "Management of Railway Land" as amended from time to time).

- iii. Working permission shall be accorded on deposition of requisite lease charges pending formal execution of agreement.
 - iv. Railway shall ensure to accord grant of lease/license of Railway land within 90 days from the date of registration on the online portal. On reciprocal basis, MORTH/NHAI shall grant approval of leasing/licensing of NH land to Railways within 90 days from the date of receipt of proposal.
 - v. Railway shall ensure to accord permission for way leave for crossing of NHs within 60 days from date of registration on the online portal of Indian Railways - Rail Bhoomi Crossing Seva i.e. IR-RBCS. Similarly on reciprocal basis, MORTH/NHAI shall grant permission for way leave to Railways within 60 days from the date of receipt of proposal.
5. In case of dispute of ownership of land between Indian Railways and MORTH/NHAI, the later shall deposit the requisite lease/licensing related charges to Zonal Railways for land in possession of Zonal Railway jurisdiction for taking over this land for construction of roads on production of authenticated Land plans/ownership documents. Similar action for land under possession of MORTH/NHAI and disputed by Railways, shall be taken by Railways for taking up construction of Railway projects on NH land pending final transfer of land.
- i. If at any later stage, it is decided mutually or by Court of Law that the ownership does not belong to Railways, Railways shall refund all amount deposited by MORTH/NHAI without deduction of any charges. Similar action for land under possession of MORTH/NHAI and disputed by Railways, shall be taken.
 - ii. The above provisions shall be applicable subject to feasibility of sparing of land by IR and MORTH/NHAI.
 - iii. In case of alignment of Highways/ Railway coming close to each other, both the Departments shall jointly demarcate the land on the basis of documents available to show their respective ownership, and after due deliberation at level of DRM of concerned division, and If required at GM/ Zonal railway level, necessary action shall be taken at the earliest to prevent delay in work.
 - iv. In case of any dispute, the one having physical possession of land with supportive documents shall have the deemed ownership of the land, pending settlement of the dispute and thereafter issue of permission shall be dealt in accordance with above.
6. **System for monitoring and resolution of issues between MORTH/NHAI and Railways;**
- i. For enhancing effectiveness related to ROB/RUBs and Land Matters, bi-monthly meetings being conducted by CBE at Zonal Railway shall continue with MORTH /



NHAI. CE(G)/Chief Engineer looking after land matter in Zonal Railways shall also be associated in the meeting for resolution of land issues between MORTH/NHAI and Railways.

For effective interaction, the agenda/time schedule for all the above periodic meetings shall be pre-decided by CBE in consultation with all stakeholders 15 days in advance. However, meeting on short notice can also be called in special cases for resolving urgent issues.

- ii. Instruction shall be issued by MORTH/NHAI for participation of Senior level officers (Chief Engineer/Superintending Engineer) to resolve field level issues.
- iii. Review Mechanism: In addition to above, AGM/ Zonal Railway will hold a review meeting with Regional Officers of MORTH/NHAI on quarterly basis to monitor & resolve the cases which remain unresolved in CBE level meeting. The participation of senior officials from State, if required, may be ensured by Railways/MORTH/NHAI.
- iv. An Online Portal may be set up by MORTH/Railway for registering, monitoring and expeditious resolution of land and other matters. Alternatively, a module may be developed in IR-RRCAS portal for this purpose.
- v. Chief Bridge Engineer (CBE) of Zonal Railway shall be Nodal Officer in Zonal Railway for all the issues related to construction of ROBs/RUBs. Chief Engineer (S&R) will be Nodal officer for MORTH except in respect of National Highways entrusted to NHAI and CGM/ROB, NHAI will be Nodal officer in respect of National Highways entrusted to NHAI.

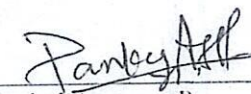
In witness, whereof the parties hereto have by their duly authorized representatives executed this Memorandum of Understanding on the date and year first above written.

For & behalf of MOR

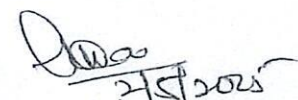


(Shri Anupum Singh)
Executive Director, CE (B&S-II),
Ministry of Railways

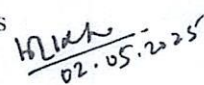
For & Behalf of MORTH


(Shri Pankaj Aggarwal)
Chief Engineer (Bridges),
Ministry of Road Transport & Highways

Witness


Hemant Kumar
Director / B&S-II
Railway Board

Witness


(Jitendra Kumar)
SE, S&R (Bridges)
MORTH, New Delhi