



No. RW/BNG/N-218/NOC/Km 220.409/253/2018

Government of India

Ministry of Road Transport & Highways

(Regional Office (Civil), Bengaluru)

PWD Annexe Building, KR Circle, Bangalore-560 001

Email: [robengaluru@gmail.com](mailto:robengaluru@gmail.com); Telephone: 080-22217457, 080-22105765 (F)

Dated: 30.01.2019

Invitation of Public Comments

Subject: Issue of NOC for construction of access road to New MS/HSD retail outlet abutting on RHS boundary of NH - 50 (Old NH 218) (Bijapur - Gulbarga section) at DE Ch. 220.480 in Re. Sy. No.495/1A/1B, Shivanagi village, Bijapur Taluk & District, Karnataka State - Reg.

Ref : Project Director, NHAI, PIU, Gulbarga letter No. NHAI/PIU-GLB/2018-19/1126 dated 07.01.2019.

The proposal seeking access permission to the above retail outlet of M/s. HPCL was forwarded by Project Director, NHAI, PIU, Gulbarga vide letter No. NHAI/PIU-GLB/2018-19/375 dated 09.07.2018 (Annexure - I). The proposal was examined and returned with observations vide this office letter of even dated 09.08.2018 & 12.12.2018 (Annexure - II). The proposal is resubmitted along with compliance to the observations vide Project Director, NHAI, PIU, Gulbarga vide letter No. NHAI/PIU-GLB/2018-19/890 dated 27.10.2018 (Received on 05.11.2018) & No.NHAI/PIU-GLB/NH-218/2018-19/1126 dated 07.01.2019 (Annexure - III).

2. The proposal is examined and observed that the intersection with rural / approach roads is at a distance of 162m, 164m, 290m on same side and 162m, 153m on the opposite side as against minimum of 300m as per Ministry's guidelines dated 24.07.2013 and hence the proposal necessitates relaxation. Also, the nearest fuel station is at the same chainage on the opposite side of the carriageway as against minimum of 300m for undivided carriageway in rural area category. The Oil company has proposed to construct service road of 5.50m wide from DE.Ch. 220.299 to DE.Ch. 220.660 at their own cost, so that, the entry & exit is from the proposed service road only and not from main carriageway.

3. As per the guidelines issued by the Ministry vide OM No.RW/NH-33023/19/99-DO-III dated 16.03.2016 (Annexure - IV), the relaxation application will be made available for public comments and the comments will be invited within 60 days from the day of uploading as per the Format enclosed as Form- A.

4. In view of the above, comments of the public on the above relaxation proposal is invited to the below mentioned address:

The Regional Officer (C)  
Cum Highway Administration,  
O/o the The Regional Officer (C)  
Cum Highway Administration,  
Ministry of Road Transport & Highways,  
PWD Annexe Building, K.R.Circle  
Bangalore - 560001.

Encl : As above.

  
(MK Chowdary)  
Executive Engineer  
for Regional Officer (C)

Copy to : (i) NIC, New Delhi for uploading in the Ministry's website.  
✓(ii) The Chief Regional Manager, M/s. Hindustan Petroleum Corporation Ltd., Belgaum  
Regional Office, Sambhaji Road, Rani Chennamma Nagar, BELGAUM - 590006 for  
information.

*MK Chowdary*

(MK Chowdary)  
Executive Engineer  
for Regional Officer (C)



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण  
(सडक परिवहन और राजमार्ग मंत्रालय)



**National Highways Authority of India**  
(Ministry of Road Transport & Highways)  
Project Implementation Unit

Plot No. 65, Kothari Layout, Venkatesh Nagar, GULBARGA - 585 103 (Karnataka State)

Office : 08472 - 253756  
Telefax : 08472 - 253756  
Web Site : www.nhai.org  
E-mail : plugulbarga@nhai.org

**Annexure-I**

NHAI/PIU-GLB/2018-19/ 375

24-MO-1-TR

Date: 09.07.2018

To,  
Superintending Engineer &  
Regional Officer, MORT&H  
PWD Annexe Building  
K.R. Circle,  
BENGALURU -560001

**SUB:** Issue of No Objection and Access Permission for Installation of New MS/HSD Retail Outlet abutting on RHS at km ch. 220+409 to 220+444 on Bijapur – Gulbarga – Honnabad Road NH 218(New NH 50) at Survey No. 495/1A/1B Village – Shivangi Tal. Bijapur Dist. Bijapur in the state of Karnataka.

**Ref. --** (i) HPCL Letter No. Nil Dated. 05.06.2018

Sir

With reference to the above cited subject M/S HINDUSTAN PETROLEUM CORPORATION LTD. vide their letter under reference no. (i) has submitted the proposal to this office for issue of No Objection and Access Permission for Installation of New MS/HSD Retail Outlet abutting on RHS at km ch. 220+409 to 220+444 on Bijapur – Gulbarga – Honnabad Road NH 218 (New NH 50) at Survey No. 495/1A/1B Village – Shivangi Tal. Bijapur Dist. Bijapur in the state of Karnataka.

The proposal is submitted herewith as per the MORT&H guidelines RW/NH/33023/19/99-DO-III Dated 24.07.2013 for approval.

As per MORT&H guidelines RW/NH/33023/19/99-DO-IIIDated 24.07.2013 the non refundable processing fee of Rs. 10000/- Demand Draft No. 509531 Dated 02.06.2018 drawn on Union Bank for payable at Bangaluru is enclosed herewith for ready Reference.

In view of above, the said proposal is recommended for approval the issue of New MS/HSD Retail Outlet abutting on RHS at km ch. 220+409 to 220+444 on Bijapur – Gulbarga – Honnabad Road NH 218 (New NH 50) at Survey No. 495/1A/1B Village – Shivangi Tal. Bijapur Dist. Bijapur in the Karnataka state from the competent Authority.

Thanking You,

Yours Sincerely

Project Director  
PIU GULBARGA

Encl. As Above

Copy : i) Chief Regional Manager, HPCL BELGAUM for information.

2) Paundru Video Record unpacked

Encl. As Above

Copy : i) Chief Regional Manager, HPCL BELGAUM for information.

Encl. As Above

Copy : i) Chief Regional Manager, HPCL BELGAUM for information.



41-20-5-4

# Annexure-II



No. RW/BNG/N-218/NOC/Km 220.409/253/2018/717-718  
Government of India

Ministry of Road Transport & Highways  
(Regional Office (Civil), Bengaluru)

PWD Annexe Building, KR Circle, Bangalore-560 001

Email: [robengaluru@gmail.com](mailto:robengaluru@gmail.com); Telephone: 080-22217457, 080-22105765 (F)

Dated 09.08.2018

To  
The Project Director,  
NHAI, PIU, Gulbarga,  
Plot No. 65, Kothari Layout,  
Venkatesh Nagar,  
Gulbarga - 585103.

Subject: Issue of NOC for construction of access road to New MS/HSD retail outlet abutting on RHS boundary of NH -218 (New NH 50) Bijapur - Gulbarga - Honnabad road at Km 220.409 to 220.444 in Sy. No.495/1A/1B, Shivangi village, Bijapur Taluk & District, Karnataka State -Reg.

Ref: Your letter No. NHAI/PIU-GLB/2018-19/375 dated 09.07.18 (Received on 23.07.18)

Sir,

Please refer your letter cited under reference submitting therewith above mentioned certified proposal for approval. The same is examined and following are the observations:-

- (i) As observed from the drawing & checklist, there is MDR at a distance of 207.00m & 131.00 m as against minimum requirement of 1000m as per Ministry's guidelines dated 24.07.2013. Further, there is rural road/approach road at a distance of 131.00 m, 207m & 264m as against minimum of 300m. Further, there is an IOCL retail outlet at a distance of 3m as against minimum requirement of 300m as per Ministry's norms. As such the proposal does not meet the Ministry's norms and requires relaxation to the minimum distance criteria. The relaxation required if any needs to be submitted as per Ministry's OM No.RW/NH-33023/19/99-DO-III dated 16.03.2016 with due justifications.
- (ii) Letter of Intent issued by the Oil company needs to be enclosed. In case the LOI holder is not the land owner, an undertaking from the land owner needs to be submitted.
- (iii) Population certificate from the competent authority to be submitted.
- (iv) Schedule mentioned in the license deed does not match with the documents enclosed such as D.C. land conversion order. The same needs to be reconciled.

In view of the above, the proposal is returned herewith unapproved for compliance and resubmission.

Encl: As above.

Yours faithfully,

(MK Chowdary)

Executive Engineer  
for Regional Officer (C)

Copy to: The Chief Regional Manager, M/s. Hindustan Petroleum Corporation Ltd., Belgaum,  
Regional Office, Sambhaji Road, Rani Chennamma Nagar, BELGAUM - 590006 for  
information and necessary action.



(MK Chowdary)  
Executive Engineer  
for Regional Officer (C)

o/c



31.000.7-(P)

# Annexure-II

No. RW/BNG/N-218/NOC/Km 220.409/253/2018 /1434-35

Government of India

Ministry of Road Transport & Highways

(Regional Office (Civil), Bengaluru)

PWD Annexe Building, KR Circle, Bangalore-560 001

Email: [robengaluru@gmail.com](mailto:robengaluru@gmail.com); Telephone: 080-22217457, 080-22105765 (F)

Dated: 12.12.2018

To  
The Project Director,  
NHAI, PIU, Gulbarga,  
Plot No. 65, Kothari Layout,  
Venkatesh Nagar,  
Gulbarga - 585103.

Subject: Issue of NOC for construction of access road to New MS/HSD retail outlet abutting on RHS boundary of NH -218 (New NH 50) Bijapur - Gulbarga - Honnabad road at Km 220.409 to 220.444 in Sy. No.495/1A/1B, Shivangi village, Bijapur Taluk & District, Karnataka State -Reg.

Ref : Your letter No. NHAI/PIU-GLB/2018-19/890 dated 27.10.2018 (Received on 05.11.2018).

Sir,

Please refer your letter cited under reference, submitting therewith above mentioned certified proposal for approval. The proposal is examined and following are the observations:

- (i) The observation made in para (i) of this office letter of even no. dated 09.08.2018 was about the existence of MDR at a distance of 207m as shown in the proposal submitted earlier. However, there is no mention of the same in the proposal submitted now. Further, the distance of the rural / approach roads shown in the earlier proposal differs from the present proposal submitted. This needs to be verified and reconciled.
- (ii) The observation made in para (iv) of this office letter of even no. dated 09.08.2018 is not complied.

In view of the above, the proposal is returned herewith.

Yours faithfully,

*(Signature)*

(MK Chowdary)

Executive Engineer

for Regional Officer (C)

*(Signature)*

*(Signature)*  
Encl: As above.

*(Signature)*  
12/12

Copy to: The Chief Regional Manager, M/s. Hindustan Petroleum Corporation Ltd., Belgaum Regional Office, Sambhaji Road, Rani Chennamma Nagar, BELGAUM - 590006 for information and necessary action as above.

*(Signature)*

(MK Chowdary)

Executive Engineer

for Regional Officer (C)

*(Signature)*

Recd.  
13/12/18



# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

## National Highways Authority of India

(Ministry of Road Transport & Highways)

Project Implementation Unit

Plot No. 65, Kothari Layout, Venkatesh Nagar, GULBARGA - 585 103 (Karnataka State)

# Annexure-III

Office : 08472 - 253756  
Telefax : 08472 - 253756  
Web Site : www.nhai.org  
E-mail : piugulbarga@nhai.org



Sl. No. 87

No. NHAI/PIU-GLB/NH-218/2018-19/ 1126

To,

Date: 07.01.2019

The Superintending Engineer(Civil),  
Regional office,  
Ministry of Road Transport and Highways(MoRT & H)  
PWD Annexe Building, K R Circle,  
Bangalore

Dy. No. 1259  
Date - 9/1/2019

Dear Sir,

**Sub:- Issue of NH Access Permission for New Retail Outlet abutting on Right side boundary of NH-50(Old NH-218)(Bijapur-Gulbarga Section) at DE.CH220.480 in Re.Survey No. 495/1A/1B, of Shivanagi village, Bijapur Hobli, Bijapur Taluk, Bijapur District, Karnataka State.**

**Ref: 1. RO office letter No: RW/BNG/N-218/NOC/KM220.409/253/2018 dt 12.12.2018**

With reference to the above subject as per the letter received from your esteemed office vide Ref.1, to comply the observations, we herewith submit the compliance.

S.No	Observations from your esteemed office	Compliance
(i)	The observation made in para(i) of this office letter of even no. dated 09.08.2018 was about the existence of MDR at a distance of 207m as shown in the proposal submitted earlier. However, there is no mention of the same in the proposal submitted now. Further, the distance of the rural / approach road shown in the earlier proposal differs from the present proposal submitted. This needs to be verified and reconciled.	We hereby clarify that by oversight the above MDR was indicated by the oil company, so now the same is been amended/corrected as certified by the local Pwd department and also inform that the current Radial plan is as per the site condition and same to be considered.
(ii)	The observation made in para (iv) of this office letter of even no. dated 09.08.2018 is not compiled.	Same is been compiled and on the same we hereby confirm.

This is for your information and further needful action.

Yours sincerely,

C.O.P. Furtado  
Project Director,  
PIU, Gulbarga

# Annexure-IV

## GOVERNMENT OF INDIA MINISTRY OF ROAD TRANSPORT & HIGHWAYS

Parivahan Bhavan,  
1, Sansad Marg  
New Delhi-110001

F. No. RW/NH-33023/19/99-DO III

Dated: the 16<sup>th</sup> March, 2016

To

1. The Chief Secretaries of all the State Governments/UTs
2. The Principal Secretaries/Secretaries of all States/UTs Public Works Department dealing with National Highways, other centrally sponsored schemes.
3. All Engineers-in-Chief and Chief Engineers of Public Works Department of States/UTs dealing with National Highways, other centrally sponsored schemes.
4. The Director General (Border Roads), Seema Sadak Bhawan, Ring Road, New Delhi-110010.
5. The Chairman, National Highways Authority of India, G-5&6, Sector-10, Dwarka, New Delhi-110075.
6. The Managing Director, NHIDCI, P11 Building, New Delhi-110001.

Sub: Guidelines/norms for access permission to Fuel Stations, Private Properties, Rest Area Complexes and such other facilities along National Highways- reg.

The power to give for access to National Highways lies with the Highway Administration as per the Highway Administration Rule, 2004 under the control of National Highways (Land and Traffic) Act, 2002. While exercising this power, the Ministry issued the general guidelines/norms for access permission to fuel stations, private properties, rest area complexes and other facilities vide Ministry's Circular No. RW/NH-33023/19/99-DO-III dated 24.7.2013. The norms and guidelines were issued as per enclosures of the Circular at Appendix-I (along with Annex-I, II & III to Appendix-I) and Appendix-II (along with Annex-I, II and III to Appendix-II).

2. The Ministry has been receiving many cases of relaxation from the Ministry's norms stipulated in the Circular under reference. It has been observed that many cases of deviations from the extant guidelines, specifically distance from intersection, gap in central median, distance from nearest fuel station, distance from toll plaza and non-fulfillment of the criteria of construction within a year of issuing NOC have been received for relaxation by the Ministry. Further, many complaints and RTI applications against relaxation have also been received in the Ministry.

3. In view of the above, it has been decided that the application for relaxation in the guidelines/norms for access permission to fuel stations, private properties, rest area complexes and other such facilities along National Highway will be filled up by the applicants through online forms and will be submitted to the concerned Highway Administrator. Before the issue of provisional NOC and in principle approval, the Highway Administrator will make available in the Ministry's website (morth.nic.in) the complete application for public comments, thereby bringing out the relaxation sought by the applicant. Comments will be invited within 60 days



from day of uploading and will be in the format as enclosed as Form-A. The Highway Administrator will subsequently take the decision on the application in a speaking order for accepting or rejecting the relaxation sought and taking into consideration the objections received on the matter. The applicant may have a further period of 30 days for appealing against the Highway Administrator to the Appellate Authority who will be the Chief Engineer of the respective Project Zone in Ministry of Road Transport & Highways. Chief Engineers will take into consideration the application of the applicant seeking relaxation, the objections received from the general public and the speaking order of Highway Administrator to decide on the appeal. The order of the Appellate Authority shall be final.

4. The Highway Administrator will issue the 'in principle' approval and the Provisional NOC for the applications, where relaxation of norms has been sought, only after the completion of the process illustrated in the preceding paragraph.

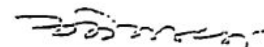
5. This circular will be read in continuation with circular of Ministry dated 24.7.2013 mentioned in first paragraph. The other provisions of the earlier circular will remain applicable.

6. The competent authority in the Ministry shall notify the Appellate Authorities for their respective Highways Administration. The contents of this Circular may be brought to the notice of all the concerned in your organization.

7. This issues with the approval of the competent authority.

Encls. As above.

Yours faithfully,



( U.C. Katara )

Superintending Engineer (S.R&T) (Roads)  
For Director General (Road Development) & SS

Copy to:

1. All Technical Officers in the Ministry of Road Transport & Highways
2. All ROs and ELOs of the Ministry
3. The Secretary General, Indian Roads Congress
4. The Director, IAHE
5. Technical circular file of S&R (R) Section
6. NIC - for uploading on Ministry's web-site under "What's new"

Copy for kind information to:

1. PS to Hon'ble Minister (RTH&S)
2. PS to Hon'ble MOS (RTH&S)
3. PPS to Secretary (RT&H)
4. PPS to DG(RD)&SS
5. PPS to SS&FA
6. PS to ADG-I/ADG-II
7. PS to JS(T)/JS(H)/JS(LA&P)/JS(EIC)

\*\*\*\*\*

Form-A

Form for inviting public comments on the application for relaxation in the guidelines/norms for access permission to fuel stations, private properties, rest areas complexes and other such facilities along National Highways

*The comments by the general public needs to be given within 60 days of uploading the online application for comments.*

<u>Sl. No.</u>	<u>Item</u>	<u>Details</u>
1.	Name of the person who is desiring to give comments	
2.	Address of the person	
3.	Details of the application for access permission against which comments are being given (name of applicant and other details like site address etc.)	
	a) Application No.	
	b) Name of Applicant (who applied to access permission)	
	c) Details of Application	
4.	Whether the specific permission, if given, shall cause any damage to Highways? If yes, please give details.	
5.	Whether specific permission, if given, shall adversely affect safety and convenience of the traffic on the Highways? If yes, please give the details.	
6.	Whether specific permission, if given, shall adversely affect hygiene or cause nuisance and pollution on the Highways? If yes, please give the details.	

759