



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)

क्षेत्रीय कार्यालय-उत्तराखण्ड

National Highways Authority of India

(Ministry of Road Transport & Highways, Govt. of India)

Regional Office-Uttarakhand

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50063/NHAI/RO-UKD/2014/14165

October 23, 2020

Invitation of Public Comments

Sub Access Permission to the proposed Retail Outlet M/s IOCL on LHS at Km.154.950 of NH-58 (New NH-334) in Village-Sekhpur, Tehsil-Roorkee, District-Haridwar in the State of Uttarakhand.

S.H:- Proposal for Extension of Time upto 31.10.2021 of in-principal approval/ Provisional NOC -reg.

The proposal is regarding access permission for proposed retail outlet of M/s IOCL on LHS at Km.154.950 of NH-58 (New NH-334) in Village-Sekhpur, Tehsil-Roorkee, District-Haridwar in the State of Uttarakhand.

2. Earlier, RO-Dehradun, MoRT&H vide letter no. CE-RO/UK/NOC/RT/2017/01 dated 31.10.2018 had accorded "in-principal" approval for access permission for the proposed retail outlet of M/s IOCL on LHS at Km.154.950 of NH-58 (New NH-334) in Village-Sekhpur, Tehsil-Roorkee, District-Haridwar in the State of Uttarakhand. Also, therein it was mentioned that in case, the construction was not done in one year of the issue of provisional NOC, the provisional approval shall be deemed to be cancelled unless got renewed. As construction of fuel station was not completed within one year of the issue of provisional NOC, M/s IOCL had requested NHAI for extension of Provisional NOC & In -principal NOC approval for subject retail outlet. Further, PD PIU-Dehradun dated 23.10.2019 submitted the said proposal to this office with reasons/justification for delays & accordingly the same has been submitted to MoRT&H for suitable action in subject matter vide this office letter no. 11691 dated 24.10.2019. In response to same, RO-MoRT&H, Dehradun vide letter dated 31.10.2019 was returned the subject matter to this office citing the Gazette Notification published vide S.O.3293(E) dated 16.09.2019 vide which the power under section 25 (Grant of lease or license of Highway land for temporary use) of the Control of National Highways (Land & Traffic) Act, 2002 to the Regional Officer of NHAI for the stretch entrusted to NHAI. Thereafter, as per recommendations of PD PIU-Dehradun, the proposal for Extension of Provisional NOC upto 31.10.2020 accorded to M/s IOCL for Access Permission to the proposed fuel station of M/s IOCL on NH-58 (New NH-344) Muzaffarnagar-Haridwar section at Ch.154.950, LHS at Village Shekhupur, Tehsil-Roorkee & District-Haridwar.

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3. Subsequent to above, PD PIU-Roorkee earlier vide letter dated 05.10.2020 submitted this proposal to this office. Upon examining the said proposal, this office vide letter no. 50063/NHAI/RO-UKD/2014/1604 dated 21.10.2020 had asked certain observations.

4. Now, PD PIU-Roorkee vide letter dated 21.10.2020 has stated that the said matter was taken up with the concerned agency vide their office letter dated 16.10.2020 and further, M/s IOCL has submitted their justifications vide their letter dated 19.10.2020. In this regard, following has been submitted by PD PIU-Roorkee: -

- i. The proposal fuel station under subject case is not a new retail outlet, but is a case of re-sitement of existing outlet M/s Mangalore Highway Filling Station, Khurdi, District-Haridwar.
- ii. M/s IOCL has submitted the events pertaining to proceedings leading to delay, reproduced as below: -
 - (a) De-leasing of existing retail outlet M/s Mangalore Highway Filling Station was required for re-sitement and proposal for budget allotment of new site was initiated on 23.10.2019.
 - (b) The approval for the same was granted on 13.11.2019.
 - (c) The process of de-leasing for old site was initiated by M/s IOCL on 12.11.2019.
 - (d) Approval for de-leasing obtained on 03.02.2020.
 - (e) Soon after that, COVID-19 has arisen leading to nationwide lockdown March onwards.
 - (f) Besides above, the approval for building plan applied to HRDA during the lockdown but the approval of same is yet to be received by applicant from HRDA.
 - (g) Hence, taken consideration into above, as the matter got delayed due to procedure set up for re-sitement, pandemic COVID-19 and also getting delay in according of approval from HRDA, the proposal for extension of provisional NOC for further one year till 31.10.2021 may be considered for the approval of Competent Authority.

5. As per Ministry's letter No. RW-NH-33023/19/99-DO-III dated 01.12.2014 "the highway administration may grant one-time extension upto one year for the period of construction, on genuine grounds and with proper justification(s) for the delay. In this instant case, the one-year EOT upto 31.10.2020 was already granted to M/s IOCL and now additional one-year extension has been sought by M/s IOCL. Hence, the said Policy guidelines do not

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cover beyond the one-time extension of one-year period i.e. beyond 31.10.2020. However, the Retail Outlet agency i.e. M/s IOCL has requested to issue the extension of time upto 31.10.2021.

6. As such, issue of extension beyond already granted "In-principle" approval for access permission for proposed retail outlet of M/s IOCL on NH-58 (New NH-344) Muzaffarnagar-Haridwar section at Ch.154.950, LHS at Village Shekupur, Tehsil-Roorkee & District-Haridwar in State of Uttarakhand, upto 31.10.2021 will tantamount to relaxation. As per the guidelines, issued by the Ministry vide F. No. RW/NH-33023/19/99-DO-III dated 16.03.2016, the Highway Administration will make available the relaxation application for public comments and the comments will be invited within 60 days from the date of uploading in the format enclosed herewith as Form 'A'.

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

**The Regional Officer-Uttarakhand,
National Highway Authority of India,
House no. 58/37, Balbir Road,
Dehradun-248001.**

Yours faithfully,


(C.K.Sinha)

Regional Officer-Uttarakhand

Copy to:-

- (i) Senior Technical Director, NIC, New Delhi:- for uploading on the Ministry's website.**
- (ii) Web Admin, NHAI HQ:- for uploading on the NHAI website.**
- (iii) PD PIU-Roorkee:- for information & suitable necessary action.**

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.	

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