



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India

(Ministry of Road Transport and Highways)

परियोजना कार्यान्वयन इकाई

ए-112, तलवंडी, कोटा (राजस्थान)-324005

Project Implementation Unit

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क्रमांक: NHAI/PIU-Kota/NH-148D/13016/2/2025/PHED/ 673

दि: 05.03.2025

सार्वजनिक टिप्पणियों का आमंत्रण

विषय: Proposal for grant of permission for 04nos. of crossings & 0.40 km length of pipe proposed to be laid along the Gulabpura-Uniara section of NH-148D (Application No. 20230225/1/5/18660/2201) **सैद्धांतिक स्वीकृति के संबंध में।**

संदर्भ:

- 1) RO-Jaipur Letter no. NHAI/18013/1/2024-ROJ/laying & Crossing of water pipeline/PHED/362/NH-148D Ch. 278+200 to 282+936/3015 dated 05.03.2025
- 2) PHED Project Div. Tonk letter no. EE/PRO/Tonk/2024-25/dated 04.03.2025
- 3) RO-Jaipur email dated 28.02.2025
- 4) This office letter no. NHAI/PIU-Kota/NH-148D/13016/2/2021/PHED/250 dated 23.01.2025.
- 5) PHED Project Div. Tonk letter no. EE/PRO./Tonk/2024-25/11650091 dated 07.11.2024.
- 6) RO-Jaipur letter no. NHAI/18013/1/2024-ROJ/laying & Crossing of water pipeline/PHED/362/NH-148D Ch. 278+200 to 282+936/1202 dated 03.09.2024

महोदय,


सर्वसंबंधितों को सूचित किया जाता है कि अधिशाषी अभियंता पी.एच.ई.डी. टोंक ने (5) संदर्भ के तहत पत्र (4) के माध्यम से सक्षम प्राधिकारी, राजमार्ग प्रशासन के अनुमोदन के लिए उपरोक्त प्रस्ताव प्रस्तुत किया है। आरओ-जयपुर ने ईमेल दिनांक 28.02.2025 के तहत संदर्भ (3) के तहत पीएचईडी को राष्ट्रीय राजमार्ग के साथ न्यूनतम लंबाई पर विचार करते हुए प्रस्ताव को फिर से प्रस्तुत करने के लिए कहा है। पीएचईडी ने एनएच के साथ 0.40 किमी लंबाई और 4 नंबर क्रॉसिंग पर विचार करते हुए प्रस्ताव फिर से प्रस्तुत किया। It is to inform all concern that Executive Engineer PHED Tonk. vide letters cited under ref. (5) above has submitted a proposal for subject work and PD, NHAI, PIU-Kota has submitted the above proposal vide letter under reference (4) for approval of Competent Authority, Highway Administration. RO-Jaipur vide email dated 28.02.2025 under reference (3) asked PHED to resubmit the proposal considering bare minimum length along National Highway. PHED resubmitted the proposal considering 0.40 km length along NH and 4 nos. of crossing.

2. यह प्रस्ताव राजस्थान राज्य में एनएच-148डी के गुलाबपुरा-उनियारा खंड पर 04 क्रॉसिंग और 0.40 किलोमीटर लंबी पाइप बिछाने की अनुमति देने के लिए है। This Proposal for grant of permission for 04nos. of crossings & 0.40 km length of pipe proposed to be laid along the Gulabpura-Uniara section of NH-148D in the State of Rajasthan.
3. मंत्रालय के परिपत्र संख्या आरडब्ल्यू/एनएच-33044/29/2015एसएंडआर(आर) दिनांक 22.11.2016 के पैरा-4 के अनुसार, राजमार्ग प्रशासन द्वारा प्रस्ताव को दावे और आपत्तियां (सार्वजनिक असुविधा, सुरक्षा और सामान्य सार्वजनिक हित के आधार पर) मांगने के लिए 30 दिनों के लिए सार्वजनिक डोमेन में रखा जाएगा। As per para-4 of Ministry's Circular No. RW/NH-33044/29/2015 S&R (R) dated 22.11.2016, the application shall be put out in the public domain for 30 days for seeking claims and objections (on ground of public inconvenience, safety and general public interest).
4. उपरोक्त के मद्देनजर, सक्षम प्राधिकारी के अनुमोदन से पहले, मंत्रालय के दिनांक 22.11.2016 के परिपत्र के संदर्भ में प्रभावित जनता की टिप्पणियाँ/आपत्तियाँ आमंत्रित की जाती हैं, क्योंकि इस खंड पर क्रॉसिंग बिछाने और पार करने के कारण आपत्तियाँ/टिप्पणियाँ निर्धारित तिथि 04.04.2025 तक नीचे दिए गए पते पर भेजी जा सकती हैं, कोई भी टिप्पणी/आपत्तियाँ स्वीकार नहीं की जाएंगी।

In view of the above, before approval of the competent authority, the comments/objections of affected public is hereby invited with reference to the Ministry's circular dated 22.11.2016 due to laying and crossing of crossing on the subjected stretch. The objections/comments may be addressed to the below mentioned address upto 04.04.2025 beyond due date, no comments/objections will be accepted.

परियोजना निदेशक, परियोजना कार्यान्वयन इकाई कोटा ए-112 तलवंडी कोटा (राजस्थान)-324005	Project Director Project Implementation Unit Kota A-112, Talwandi, Kota (Rajasthan)-324005
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भवदीय,


(संदीप अग्रवाल) 5/3/25
परियोजना निदेशक

- Copy to: (i) वेब प्रशासन, एनएचएआई, मुख्यालय, नई दिल्ली - एनएचएआई की वेबसाइट पर अपलोड करने हेतु [web-dmin@nhai.org]
(ii) निदेशक, एनआईसी, नई दिल्ली - मंत्रालय की वेबसाइट पर अपलोड करने हेतु [rahul.sh@nic.in]
(iii) श्रीमान क्षेत्रीय अधिकारी, क्षेत्रीय कार्यालय जयपुर: सूचनार्थ
(iv) श्रीमान अधीक्षण अभियंता, पी.एच.ई.डी. टोंक: सूचनार्थ।



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)

National Highways Authority of India

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

क्षेत्रीय कार्यालय : एफ-120, जनपथ, श्याम नगर, जयपुर-302019

Resional Office : F-120, Janpath, Shyam Nagar, Jaipur-302019

Tel. (O.) / फ़ोन: (ऑ.) 0141-2292056, 2292049

E- mail/ ई-मेल: rojaipur@nhai.org Web./ वेब: www.nhai.gov.in



क्रमांक: NHAI/18013/1/2024-ROJ/ Laying & Crossing of Water Pipeline/PHED/362/NH-148D, Ch. 278+200 to 282+936/3015 दिनांक: 05.03.2025

परियोजना निदेशक

भाराराप्रा, पकाई-कोटा

ए-112, तलवंडी,

कोय (राज.) - 324005

विषय: Proposal for grant of permission for 04 nos. of crossings & 0.40 km length of pipe proposed to be laid along the Gulabpura-Uniara section of NH-148D (Application No. 20230225/1/5/18660/2201) -In-principle approval-reg.

- संदर्भ: 1. Executive Engineer, PHED, Project Division Uniaya letter no EE/PROJ /UNIAYA/2022-23/1235-1238 dated 25.02.2023, letter No. 6703093 dated 22.04.2024
2. PIU Sawaimadhopur letter No. NHAI/PIU - SWM /NH -148D /13016 /2 /2021 PHED/7772 dated 26.06.2024.
3. RO-Jaipur letter no. NHAI/18013/1/2024-ROJ/ Laying & Crossing of Water Pipeline/PHED/362/NH-148D, Ch. 278+200 to 282+936/842 dated 20.07.2024.
4. RO-Jaipur letter no. NHAI/18013/1/2024-ROJ/ Laying & Crossing of Water Pipeline/PHED/362/NH-148D, Ch. 278+200 to 282+936/1202 dated 03.09.2024.
5. Your office letter no. NHAI/PIU-Kota/NH-148D/13016/2/2021/PHED/250 dated 23.01.2025.
6. RO-Jaipur email dated 28.02.2025.
7. PHED Project Div. Tonk letter no. EE/PRO./Tonk/2024-25/ dated 04.03.2025

Sir,

Please refer to your letter under ref- (5) and PHED Project Division Tonk letter under ref. (7) vide which proposal for grant of permission for 04 nos. of crossings & 0.40 km length of pipe proposed to be laid along the Gulabpura-Uniara section of NH-148D has submitted the for ' in-principle Approval' of the Competent Authority.

2. Based on IE/PD's submissions/certification, the Competent Authority has accord provisional permission for grant of permission for 04 nos. of crossings & 0.40 km length of pipe proposed to be laid along the Gulabpura-Uniara section of NH-148D with the request to ensure fulfillment of all the requirements of MoRTH/NHAI guidelines prior to permitting actual execution of laying & crossing of PHED Water Pipeline. Further, you are authorized to sign the License Deed/ Agreement on behalf of NHAI after fulfillment of all requirements like Performance Guarantees (laying along NH per RM/across per crossing of NH) as per NHAI/MoRTH amended guidelines No. NH-36094/01/2022 S&R (P&B) dated 17.04.2023 and obtaining necessary clearance of any other related department, if same is required for the proposed work and issue of final permission after satisfactory completion of the subject work.

3. The proposed permission shall be subjected to following additional conditions which shall be part of license deed/ agreement that-

- The accommodation of proposed utility shall be strictly as per the Ministry's letter No. RW/NH-33044/29/2015/S&R(R) dated 22.11.2016 and as per the details indicated in the sketches/drawings enclosed herewith. No change in the alignment of other than approved herein will be entertained. Any deviation may result in cancelling of the permission/approval.
- The applicant will be authorized to install/laying of the utility services as per approved methodology i.e. HDD Method only and drawings within the NH RoW only after signing of the agreement.
- The proposed laying operation of utility shall be in such a manner that it causes least interference to the traffic movement and also traffic safety.
- No utility shall be laid beneath the service road.
- RoW permissions are only enabling in nature. The purpose of extending the way leave facility on the National Highway RoW is not for enhancing the scope of activity of a utility service provider, either by content or by intent. Further, enforceability of the permission so

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- granted shall be restricted only to the extent of provisions/scope of activities defined in the license agreement for the purpose for which it is granted.
- (vi) No Licensee shall claim exclusive right on the RoW and any subsequent user will be permitted to use the RoW, either above or below, or by the side of the utilities laid by the first user, subject to technical requirements being fulfilled. Decision of the Authority in relation to fulfillment of technical requirements shall be final and binding on all concerned parties. In case any disruption/damage is caused to any existing user by the subsequent user, the Authority shall not be held accountable or liable in any manner.
- (vii) The Licensee shall be responsible for undertaking all activities including, but not limited to site identification, survey, design, engineering, arranging finance, project management, obtaining regulatory approvals & necessary clearances, supply of equipment, material, construction, erection, testing and commissioning, maintenance and operation and all other activities essential or required for efficient functioning of their own utility / industrial infrastructure facilities.
- (viii) License Fee (as worked out by the PD/EE) shall have to be paid in advance for the period for which permission is granted for entering into a license agreement. In case of renewal, rate prevailing at the time of renewal shall be charged. Delay in renewal and deposition of fee shall attract interest @ 15% per annum compounded annually.
- (ix) The utility service shall be permitted to cross the National Highway either through structure or conduits specially built for that purposes. The casing / conduit pipe should, as minimum, extend from drain to drain in cuts and toe of slope to toe of slope in the fills and shall be designed in accordance with the provision of IRC and executed following the Specifications of the Ministry. The Existing drainage structures shall not be allowed to carry the lines across. The Licensee shall ensure making good the excavated trench for laying utility services by proper filling and compaction, so as to restore the land in to the same condition as it was before digging the trench, clearing debris/loose earth produced due to execution of trenching at least 50m away from the edge of the right of way.
- (x) All required restoration works subsequent to laying of the Water Pipeline shall be required to be undertaken by the Licensee at its own cost either by itself or through its authorized representative in consultation with the Authority (The Project Director/ Executive Engineer) as per predetermined time schedule and quality standards.
- (xi) Prior to commencement of any work on the ground, a performance Bank Guarantee as worked out by the Concerned PD/EE as per MoRTH circular dated 22.11.2016 with a validity of one year initially (extendable if required till satisfactory completion of work) shall have to be furnished by the Licensee to the Authority/its designated agency as a security against improper restoration of ground in terms of filling/unsatisfactory compaction damages caused to other underground installations/utility services interference, interruption, disruption or failure caused thereof to any services etc. In case of the Licensee failing to discharge the obligation of making good of the excavated trench/other restoration work, the Authority shall have a right to make good the damages caused by excavation, at the cost of the Licensee and recover the amount by for feature of the Bank Guarantee.
- (xii) In case, the Performance Bank Guarantee is invoked as mentioned above, the Licensee shall be required to replenish and reinstate the required Performance Bank Guarantee within one month of such invoking. In case the work contemplated herein is not completed to the satisfaction of the Authority, which has granted the permission, within a period of 11 months from the date of issue of the Bank Guarantee, the Licensee shall either furnish a fresh guarantee or extend the guarantee for a further period of one year. Notwithstanding this, the Licensee shall be liable to pay full compensation to the aggrieved Authority/its designated agency for any damage sustained by them by reason of the exercise of the RoW facility.
- (xiii) The Licensee shall shift the utility services within 90 days on own cost (or as specified by the respective Authority) from the date of issue of the notice by the concerned Authority to

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shift/relocate the utility services, in case it is so required for the purpose of improvement/widening of the road/route/highway or construction of flyover/ bridge and restore the road/land to its original condition at his own cost and risk.

- (xiv) The Licensee shall be responsible to ascertain from the respective agency in co-ordination with Authority, regarding the location of other utilities/underground installations/facilities etc. The Licensee shall ensure the safety and security of already existing underground installations/utilities/facilities etc. before commencement of the excavation/using the existing cable ducts. The Licensee shall procure insurance from a reputed insurance company against damages to already existing underground installations/utilities/facilities etc.
- (xv) The Licensee shall be solely responsible/liable for full compensation/ indemnification of concerned agency/aggrieved Authority for any direct, indirect or consequential damage caused to them/claims or replacements sought for, at the cost and risk of the Licensee. The concerned agency in co-ordination with Authority shall also have a right make good such damages/recover the claims by forfeiture of Bank Guarantee.
- (xvi) Three copies of 'as laid drawings' of utilities (hard and soft copies) with geotagged photographs and geo-tagged video recordings of laying of Water Pipeline in the trench (with respect to the NH) and after complete restoration shall be submitted to the Authority for verification and submitting their recommendation for issuing the Final NOC by Highway Administration for making utility operational.
- (xvii) The utility services shall not be made operational by the Licensee unless a final approval is obtained from the Highway Administration without which the concerned Project Director/Executive Engineer will not release the submitted performance Bank Guarantee
- (xviii) For PPP Projects, in case of any financial loss incurred by the respective project concessionaires due to such laying/shifting of utility services by the Licensee, compensation for the same shall be required to be borne by the Licensee in mutual agreement with the respective project concessionaires. MoRT&H/NHAI implementing authorities for the project shall not be liable to the concessionaire in any way in this regard.
- (xix) PD should ensure before signing of agreement that all the required undertakings and compliances of conditions as mentioned in PD's/IE's letter may be obtained from the applicant.
- (xx) PD should ensure after signing of agreement that Licensee Department has completed all the works of laying & NH crossing of Water Pipeline as permitted by this office in time bound manner at the earliest.
- (xxi) Necessary precaution should be taken to avoid accident during crossing or execution of the work.
- (xxii) Before signing of agreement, recommendation of IE & consent of Concessionaire/ Supervision Consultant may also be obtained, if not taken so far.
- (xxiii) Work shall be executed as per approved methodology without obstructing the NH.
- (xxiv) PD should ensure before signing of agreement that all undertakings given by Licensee are project specific and signed by Competent Authority of permission seeker agency.
- (xxv) PD should ensure before signing of agreement that the applicant has deposited License fee in 'Bharat Kosh' and performance Bank Guarantee in PIU office. It is presumed that concerned PD while finalizing license fee has verified and satisfied himself regarding the land rate used in calculation of fee, in addition, PD shall take desired undertaking from authorized signatory of applicant that "They will pay necessary increase in license fee within seven days as and when asked by the concerned PD/Highway Administration".
- (xxvi) In case of any damages to ongoing road work due to shifting of Water Pipeline, all cost pertaining to repair and the claims likely to be raised by the Concessionaire/IE, shall be borne by Licensee.
- (xxvii) PD should take necessary action under section 25 of the 'Control of NH (Land & Traffic) Act, 2002' as per the powers delegated vide NHAI HQ Policy Circular (SOP) issued 14.19/2020 dated 06.01.2020.

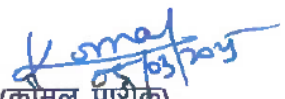
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- (xxviii) Damages to NH, if any, during execution of work, shall be done by EE, PHED at the own cost as per additional undertaking given by EE, PHED and PD shall ensure the same.
- (xxix) Permission for laying utility is allowed at extreme edge of ROW only. No any permission shall be allowed for laying utility in service road of NH. PD shall ensure that any damages to service road is noticed, the work stopped immediately and action as per provision of NH Act shall be initiated by PD.
- (xxx) Notwithstanding to the above, the provisional permission shall stand cancelled under the following circumstances -
- (a) If any document/information furnished by the applicant proves to be false or if the applicant is found to have will fully suppressed any information.
- (b) Any breach of the condition imposed by the Highway Administration or the officer authorized by the Administration on his behalf.
- (c) If at later stage, any dispute/legal matter arises in the matter.
- (xxxi) The applicant shall ensure prior to execution that no legal proceedings/dispute is involved in the subject matter and if, at later stage, any dispute/legal matter arises out then the responsibility of the same will be upon applicant only.

यह पत्र राजमार्ग प्रशासक सह-क्षेत्रीय कार्यालय, भाराराप्रा, जयपुर के अनुमोदन से जारी किया जा रहा है।

Encl.: As above.

भवदीय,


(कमल पारोक)
प्रबन्धक (तकनीकी)