

No. RW/GHT/AS/NH-61(1)/NOC/2015/3153

Government of India

Ministry of Road Transport & Highways

(Regional Office (Civil) Guwahati)

H. No.5, Rajgarh Main Road, Chandmari, Guwahati - 781003

Tel. 0361-2522552, E-mail-roghy2015@gmail.com

Dated 12 November, 2020

Invitation of Public Comments

**Sub: Regarding proposal for Final NOC for construction of new retail outlet (Fuel Station OF M/s Nayara Energy Ltd.) located on the plot of land abutting on the left hand side boundary of NH-61 towards increasing chainage in Km.243.063 T Haluating, District Sivasagar, Assam, Pin-785681.**

1. The instant proposal was granted in principle NOC vide this office letter no. RW/GHT/AS/NH-61(1)/NOC/2015 dated 22.06.2016 with the condition that "in case the construction is not done in one year of the issue of this in principle NOC, the same shall be deemed to be cancelled, unless renewed by the Competent Authority". However, the case has been submitted after a lapse of the said deadline. Thus, it is seen that there is delay in construction of the instant retail outlet and involves deviation from Ministry's guidelines.

2. The Oil company (Originally Essar Oil Ltd now M/s Nayara Energy Ltd) has submitted justifications for the delay, wherein it is mentioned that:-

(i) The construction of Fuel Station was completed on 09.08.2017 and the proposal for final permission was applied on 18.08.2017 to PWD. However, the file got misplaced and the same is re-submitted now.

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

4. In view of the above, comments of the public on the above relaxation proposal because of non-fulfillment of completion of the criteria of construction within stipulated period, is invited to the below mentioned address :-

The Regional Officer,  
Ministry of Roads Transport & Highways,  
House No.5, Rajgarh Road, Chandmari,  
Guwahati-781003.

Encl-As Above

Yours faithfully,



Abhishek Agarwal  
(Assistant Executive Engineer)  
For Regional Officer

Copy to:-

(i) NIC, New Delhi for uploading in the Ministry's website.

Form for inviting public comments on 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 Highways.

Name of the Oil Company : NAYARA ENERGY Ltd.  
Location of the Retail outlet : Village / Town: Ladoigarh Grant, PO: Haluating  
Dist: Sivsagar, State : Assam  
National Highway no. : 61 (Left Hand Side)  
Chainage : 243.063 Km

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

Sl. No.	Item	Details
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 Highway ? If yes, please give details.	
5.	Whether specific permission, if given, shall adversely affect safety and convenience of the traffic on the Highway ? If yes, please give the details.	
6.	Whether specific permission, if given, shall adversely affect hygiene of cause nuisance and pollution on the Highways ? If yes, please give the details.	

Authorised Signatory  
  
NAYARA ENERGY LIMITED

  
Amrit Ch. Deka  
Empanelled Consultant, Govt. of India  
Ministry of Road Transport & Highways  
RW/NH-33023/19/99-DOHS&R (R), 32/11,  
R.G.B. Nagar, B/L-1, H/No.-5,  
Noonmati, Guwahati-28.



## List of cases (Retail Outlets) involving minor deviations:

Sl No.	State	Chainage (Km)/District	Name of oil Company	MoRTH's Norm / Deviation	Justification
1	ASSAM	LHS side of NH-61 Ladoigarh Grant, Haluating, Ch. 243.063 KM  Village / Town - Ladoigarh Grant PS: Haluating District- Sivsagar	NAYARA ENERGY LIMITED	<p>i) As per para 11 of MoRTH guideline letter no. RW/NH/33023/19/99-DO-III dated 24<sup>th</sup> July 2013, the construction of retail outlet may be completed within 6 month from the date of issue of provisional NOC. In case the construction is not done in one year, the provisional approval shall be deemed to be cancelled, unless renewed by the Highway Administration.</p> <p>ii) As per Ministry's circular No.: RW/NH-33023/19/99-DO-III dated 11-12-2014, the Highway Administrator may grant one-time extension up to one year for the period of construction, on genuine grounds and with proper justification for the delay.</p> <p>iii) As per Ministry's circular no.: RW/NH-33023/19/99-DO-III dated 16-03-2016, if construction of retail outlet is not completed within one year of issuing provisional NOC the case shall be treated as relaxation.</p> <p>iv) The different provisions as per the Ministry's circulars were discussed and it was decided that the proposal for which in principle/ provisional NOC has lapsed and proposal for final NOC has submitted now, all this cases will be treated as cases of relaxation. At the First instance, the oil company has to submit the final</p>	<p>The proposal of the Fuel station is on Urban area with population of more than 20,000 and less than one lakh of Plain &amp; Rolling terrain of Un-Divided Carriageway of NH 61, Ch: 243.063 KM</p> <p>i) The in-principle approval obtained vide MoRTH letter no. RW/GHT/AS/NH-61( 1 ) /NOC/ 2015/91 Dated 22/06/2016.</p> <p>ii) construction of Fuel station work has been completed on works 9<sup>th</sup> August of 2017.</p> <p>The construction work has been started after obtaining the statutory approval from various Authorities and after completion of works the proposal for Final approval and signing of license deed was applied 18/08/2017. But unfortunately the file misplaced in PWD EE office and not found, on 14/09/2019 re-visited the site and re-submitting the proposal for final approval.</p> <p>Keeping in view the ground cited above, you are requested to kindly accord your approval for Final NOC and Sing of License deed under relaxation.</p>




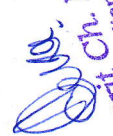
Amrit Ch. Deka

Empanelled Consultant, Govt. of India  
Ministry of Road Transport & Highways  
RW/NH-33023/19/99-DO/III&R (R), 32/44,  
R.G.B. Nagar, B/L-1, H/No.-5,  
Noonmati, Guwahati-20.

Authorised Signatory  
NAYARA ENERGY LIMITED

					<p>NOC proposal with valid ground of delay and if it confirm to the technical norms of Ministry's circular then the proposal will be uploaded in the Ministry's Website for public comment for 60 days. If no comments are received then the Oil company has to submit a onetime processing fee of Rs.10,000/- and differential amount of license deed fees (between the amount applicable for current year and the amount which was earlier deposited by oil company at time of issues of provisional NOC.) After that the final NOC may be issued.</p>	
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Authorised Signatory  
  
**KAYARA ENERGY LIMITED**

  
**Amrit Chandra**  
 Empanelled Consultant, Govt. of India  
 Ministry of Road Transport & Highways  
 RMWH-33023/19/99-D.O. No. 11/2019-5  
 R.G.B. Nagar, EIL-1, H.No.-5,  
 Noorali, Gurgaon-20.