

No. NH-11011/80/2015-LA
Government of India
Ministry of Road Transport & Highways

141.17

Transport Bhawan
Parliament Street,
New Delhi dated 17th December, 2015

To

1. The Chairman,
National Highways Authority of India,
G-5&6, Sector-10, Dwarka,
New Delhi-75
The Managing Director,
National Highways Infrastructure Development Corporation Ltd,
PTI Building,
Parliament Street,
New Delhi-110001
3. The Director General, Border Roads,
Seema Sadak Bhawan,
Ring Road, Delhi Cantt
New Delhi-110010
4. Secretary/Special Secretaries/Principal Secretary,
Public Works Department,
All State Governments/Union Territories Administrations

Subject: - Acquisition of land for NH projects-Return of unutilized land-regarding

Sir,

I am directed to say that for the purpose of development of National Highways, land is acquired under the provisions contained in section 3 of the National Highways Act, 1956. There are instances where land acquired under the said Act found to be surplus due to various reasons, such as, subsequent change in alignment of the National Highways, erroneous/faulty notification under Sections 3A and 3D of the said Act on account of poor updation of revenue records, other unforeseen reasons.

2. In the aforesaid Act, there is no exclusive provision to return the land acquired thereunder. However, keeping in view the limited land resources in the country, the point of utilization of land acquired for development of National Highways but remaining unutilised due to aforesaid various reasons, was under consideration of this Ministry.

3. It has now been decided that where any land acquired under the National Highways Act, 1956 for the projects of development of National Highways, remains unutilized for a period beyond the period specified for setting up of the concerned project or for a period of five years from the date of taking over its possession, whichever is more, the said unutilised land, after obtaining approval of the Central Government, may be handed over to the Government of the State or the Administration of the Union Territory, as the case may be in which it falls, for utilisation as considered appropriate.

4. This issues with the approval of the Minister for Road Transport, Highways and Shipping.

Yours faithfully,

(Maya Prakash)

Director

Telephone No. 23710454

Copy to:-

The Chief Engineers of all Project Zones of the Roads Wing of M/o RT&H
All Regional Officers of M/o RT&H

PS to Minister(RT&H)/PS to MoS(RT&H)/Sr PPS to Secretary, RT&H/PPS to
DG(RD&SS) - 3

PPS to all ADGs of the Roads Wings of M/o RT&H
PPS to all Joint Secretaries of M/o RT&H

1-Superseded vide circular dated 28.12.2017

6. Copy to NIC for uploading on website.

Sum
10/2/16

Sr. SSA (NIC)