

HIGH COURT OF MEGHALAYA
AT SHILLONG

MC (PIL) No.8/2018

Date of Order: 06.04.2021

Kynjaimon Amse

Vs.

Union of India & ors

Coram:

Hon'ble Mr. Justice Biswanath Somadder, Chief Justice

Hon'ble Mr. Justice H.S. Thangkhiew, Judge

Appearance:

For the Petitioner/Appellant(s) : Mr. S Panthi, Amicus Curiae

For the Respondent(s) : Mr. R Deb Nath, CGC
Mr. S Sen Gupta, Addl.Sr.GA

i) Whether approved for reporting in Law journals etc.: Yes/No

ii) Whether approved for publication in press: Yes/No

Let the fresh affidavit filed on behalf of respondent No.4, namely, the Union of India, through the Secretary, Ministry of Development of North Eastern Region (DoNER), New Delhi.

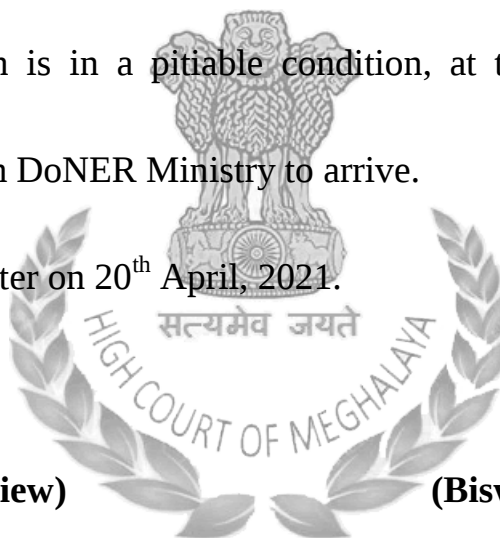
A plain reading of this affidavit reveals that the Borkhat-Sonapur road is not included in the list of 26 projects under the North East Road Sector Development Scheme (NERSDS), being a Central Sector Scheme for development of roads in North-Eastern Region, as stated in paragraph 4 of the said affidavit. It further appears that the State Government is supposed to send a feedback with regard to funding of the balance amount beyond the available outlay of Rs.62.20 crore lying with North Eastern Council (NEC) during financial year 2020-21, if the Sectoral Empowered

Committee (SEC), prioritises one project for sanction during 2020-21, out of the 9 projects (including Borkhat-Sonapur Road of Meghalaya), which is outside/beyond the list of 26 projects where DPRs are readily available with NEC for sanction.

The State Government shall, therefore, on or before the next date of hearing of this matter, send its feedback to the concerned authority and intimate this Court accordingly. The State Government shall also inform this Court on the next date as to how they propose to restore the Borkhat-Sonapur Road, which is in a pitiable condition, at the earliest, without waiting for funds from DoNER Ministry to arrive.

List this matter on 20th April, 2021.

(H.S. Thangkhiew)
Judge



(Biswanath Somadder)
Chief Justice

Meghalaya
06.04.2021
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