

**WP (PIL) No. 18/2010**

COURT ON SUO MOTU

PETITIONER (S)

VERSUS

THE SECRETARY, MINISTRY OF SURFACE  
TRANSPORT & ORS.

RESPONDENT (S)

- For Petitioner : Mr. Tashi Rapten Barfungpa, Amicus Curiae.
- For Respondents no. 1, 3, 4, 5, 6, 8, 10, 12 & 13. : Ms. Sangita Pradhan, Dy. Solicitor General of India with Ms. Natasha Pradhan and Ms. Purnima Subba, Advocates.
- For Respondent no. 2 : None.
- For Respondents no. 7 & 9 . : Mr. S.K. Chettri, Govt. Advocate.
- For Respondent no. 11 : Mr. Jorgay Namka, Senior Advocate with Mr. Hissey Gyaltzen and Ms. Rinchen Ongmu Bhutia, Advocates.
- For Respondents no. 14 & 15 : Mr. Biswajit Deb, Senior Advocate with Mr. Sudip Kumar and Mr. D.K. Siwakoti, Advocate.
- For Respondent no.16 : None.
- For Respondent no.17 : Mr. B. Sharma, Senior Advocate with Mr. Sajal Sharma and Mr. Safal Sharma, Advocates.

**Date: 21/03/2024**

**CORAM:**

**HON'BLE MR. JUSTICE BISWANATH SOMADDER, CHIEF JUSTICE  
HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE**

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**ORDER : (per the Hon'ble, the Chief Justice)**

Pursuant to our order dated 14<sup>th</sup> March, 2024, the learned Deputy Solicitor General of India and the learned Advocate appearing on behalf of the State of West Bengal and its authorities have taken instructions from their respective clients in order to apprise this Court with regard to the progress of repairing work of NH-10, particularly between the stretch, km. 25.8 and km. 28.

In this context, it now appears that a letter dated 19<sup>th</sup> March, 2024, was written by the Ministry of Road Transport & Highways, Government of India to

the Chief Engineer (NH), P.W. (Roads) Directorate, Government of West Bengal, with a request for urgent approval for the relaxation of OR-DPP Ceiling norms regarding the vulnerable stretch as stated hereinabove. This letter appears to have been replied to by the Chief Engineer, N.H. Wing, P.W. (Roads) Directorate, Government of West Bengal, on the very next date, i.e., on 20<sup>th</sup> March, 2024. By the said letter dated 20<sup>th</sup> March, 2024, the Chief Engineer, N.H. Wing, P.W. (Roads) Directorate has forwarded a proposal to the Chief Engineer, Office of the CE-RO, Kolkata, Ministry of Road Transport & Highways, Government of India, so that the minimum emergency work between 25.8 km. to 28 km. of NH-10 under existing OR-DPP Contract as per site requirement can be taken up immediately.

Let the two letters, being letters dated 19<sup>th</sup> March, 2024 and 20<sup>th</sup> March, 2024, submitted in Court today be kept on record.

In view of the recent developments as stated above, we direct the learned Amicus to follow up and report before this Court on the next date with regard to the progress being made.

Learned Amicus is further directed to ensure smooth monitoring of two-way traffic across the newly constructed Atal Setu at Rangpo and to maximize its use and also to ensure that the bridge is not used for the purpose of parking of vehicles.

List this matter on 30<sup>th</sup> April, 2024.

**(Meenakshi Madan Rai)**  
**Judge**

**(Biswanath Somadder)**  
**Chief Justice**