

Chief Justice's Court

Case :- PUBLIC INTEREST LITIGATION (PIL) No. - 9552 of 2016

Petitioner :- Ajay Kumar Mishra

Respondent :- Union Of India And 5 Others

Counsel for Petitioner :- Anoop Trivedi

Counsel for Respondent :- C.S.C.,A.S.G.I.,Devendra Kumar,Gyan Prakash,Kartikeya Saran,Kunal Ravi Singh,Manjari Singh,S.Shekhar,Satish Kumar Rai,Saurabh Srivastava,Shambhu Chopra,Sunil Kumar Yadav

Hon'ble Govind Mathur,Acting Chief Justice
Hon'ble Yashwant Varma,J.

This petition for writ pertains to adequate development of the Allahabad Airport and its connectivity by air to different destinations in the country.

By various orders, the stakeholders in the matter were directed to take appropriate steps expeditiously for promotion and development of the airport and also to provide adequate connectivity by air from Allahabad to other destinations.

The Court under different orders noticed about non-availability of smooth connecting road to the airport. Under the order dated 22nd October, 2018, this Court also noticed that the issues relating to four-lane road connecting the terminal building, provision of public transport, provision of street lighting along the road connecting the new civil terminal and construction of drains along the road connecting the new terminal to facilitate drainage of rain water are also the issues deserves consideration.

The issues relating to I.L.S. lighting system and relocation of certain HT/LT/OFC lines was also emphasized to be considered by this Court.

Under the order aforesaid, the Court left it open to the Airport Authority of India to raise all the issues referred above inter alia in the weekly meetings, which are convened by the District Magistrate in light of the order passed by the Court earlier.

On asking, it is stated that the issues referred above have yet not been addressed.

It is stated by learned counsel appearing on behalf of Airport Authority of India that the terminal building is closed to

completion but that cannot be utilized at its optimum as the Air Force has yet not completed the construction work of boundary wall.

According to learned counsel necessary land has already been provided in this regard to the Air Force by the State Government. He has also pointed out that State Government has neither handed over possession of 12 Acres land necessary for further development and promotion of the airport nor has advanced the documentation in this regard.

Learned counsel appearing on behalf of the State Government states that necessary formalities to execute the documents between the parties and to handover the same to the Airport Authority of India is in progress and by all means the necessary documents shall be handed over to the competent Officers of Airport Authority of India on or before 25th November, 2018.

It is also brought to our notice that necessary steps to have four-lane road connecting the terminal building, provision of public transport, provision of street lighting along the road connecting the new civil terminal and construction of drains along the road connecting the new terminal to facilitate drainage of rain water shall be considered and adequate steps to execute the same shall be taken as soon as possible.

Learned counsel appearing on behalf of Indian Air Force states that the construction of boundary wall is in progress however, due to festive season, the pace of construction work was little slow and all efforts shall be made to expedite the same.

Learned counsel disputes the fact that the entire land as required for raising boundary wall has been handed over to the Air Force.

Having considered the facts noticed above, we deem it appropriate to issue the directions as per the assurance given as under:-

(1) The State of Uttar Pradesh shall handover possession as well as all necessary documents relating to 12 Acres of land in question to the Airport Authority of India on or before 25th November, 2018.

(2) The Airport Authority of India shall ensure handing over of the land to the Air Force, which is necessary for raising boundary wall. The land aforesaid is required to be given by the Airport Authority of India after having possession of the same through the State of Uttar Pradesh. The concerned Officers of

the State of Uttar Pradesh shall ensure handing over of the land to the Airport Authority of India on or before 25th November, 2018.

(3) The State Government shall also provide a complete plan to have a four-lane road connecting the terminal building, provision pertaining to public transport, street lighting and construction of drains along the road connecting the new terminal to facilitate drainage of rain water before next date of listing the present matter.

Necessary compliance report is required to be filed by the parties concerned on next date of listing i.e. 30th November, 2018.

List on 30th November, 2018.

Order Date :- 12.11.2018

Bhaskar

(Yashwant Varma, J.) (Govind Mathur, A.C.J.)