

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

D.B. Civil Writ Petition No. 6005 / 2016

1. Arvind Kumar S/o Sh. Om Prakash aged 30 years, Resident of Ward No.17, Lohiya Colony, Hanumangarh Junction Hanunmangarh (Raj.)
2. Surendrapal Singh Beniwal S/o Sh. Lalchand Beniwal, aged 48 years, resident of Ward No.16, Hanumangarh Town, Hanumangarh (Raj.)
3. Som Prakash S/o Sh. Ladhuram aged 31 years, Resident of Ward No.16, Hanumangarh Town, Hanumangarh (Raj.)
4. Govind S/o Sh. Amilal 26 years, Resident Of 233-K, Behind Ashwini School, Ward No.10, Hanumangarh Town, Hanumangarh (Raj.)
5. Birbal Ram S/o Jiyaram aged 52 years, Resident of 23 Shamsan Bhoomi Road, Hanumangarh Town, Hanumangarh (Raj.)

-----Petitioners

Versus

1. State Of Rajasthan through the Secretary, Local Self Department, Jaipur.
2. The District Collector, Hanumangarh.
3. Municipal Council, Hanumangarh through its Commissioner, Municipal Council, Hanumangarh.
4. Senior Divisional Engineer, Northern Western Railways, Bikaner.

-----Respondents

For Petitioner(s) : Mr. Abhimanyu Singh

For Respondent(s) : Mr. P.R. Singh AAG

Mr. Jagdish Vyas

Mr. K.S.Guda

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

HON'BLE MR. JUSTICE RAMCHANDRA SINGH JHALA

Order

21/03/2018

The instant Public Interest Litigation has been filed for

seeking directions to the respondents to release funds for undertaking construction of railway underbridge (hereinafter referred as 'RUB') and Railway Authorities may be directed to accept the construction of RUB in site in question.

It is submitted by the learned counsel for the respondent-Railways that after receiving the proposal the sanction has already been granted for the purpose of construction of RUB and learned Additional Advocate General submits that fund has already been sanctioned and process for finalisation of tender has been going on and therefore nothing survives in this petition.

After considering the submissions made by the learned counsel for the parties we are of the opinion that final sanction has already been granted by the State Government and Railway Authorities have approved the technical plan, therefore, now it is the duty of the respondents to finalise the tender process and commence the construction work.

Consequently, this Public Interest Litigation is disposed of with direction to the State Government to complete the process of tender within a period of three months from today and thereafter proceed with final construction of the RUB in question.

(RAMCHANDRA SINGH JHALA) J.

(GOPAL KRISHAN VYAS) J.

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RAJASTHAN HIGH COURT



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