

To

The District Magistrate
Kurukshetra

Memo No. 4038

Dated 4/07/19

Subject:- Issuing of NOC for setting up new Retail Outlet on Kurukshetra Ladwa (SH-06) road, Khasra No. 164/1, Khewat No. 302/293, Khatauni No. 401 at village Sirsama Tehsil Thanesar, District Kurukshetra, Haryana.

Reference:- Your office memo No. 649-60/PLA-II dated 25.04.2019.

In this connection, it is submitted that this office has no objection for setting up new Retail Outlet on Kurukshetra Ladwa (SH-06) road, Khasra No. 164/1, Khewat No. 302/293, Khatauni No. 401 at village Sirsama Tehsil Thanesar, District Kurukshetra, Haryana with the following conditions:-

1. The proposed retail outlet (Petrol Pump) falls on SH and it was decided that the proposed retail outlet (Petrol Pump) should be constructed as per site plan submitted by the Sub Divisional Engineer, Provincial Sub Division, Ladwa. The access will be through service road as per norms of IRC -12 of 2009/ instructions issued by Head office from time to time. The plinth level of proposed retail outlet (Petrol Pump) shoulder of access road should be atleast 300 mm below the PWD road level.
2. The Check list / key plan submitted by the Sub Divisional Engineer, Provincial Sub Division, Ladwa was seen and decided that the Sub Divisional Engineer, Provincial Sub Division, Ladwa shall be fully responsible himself for complying of each point of the check list/ key plan as submitted as per actual requirement / condition at site of work/ guidelines/ norms / code/ instructions issued by Head office from time to time.
3. Regarding , Construction of drainage system it has been decided that only slab type culvert as per IRC recommendation shall be constructed by the owner and will be maintained himself in future at his own cost in the access, so that surface water is drained through the opening of the grating. No water should be accumulated along the PWD road/ berms.
4. The committee decided to authorize under signed to issue approval of NOC for access to the proposed retail outlet (Petrol Pump) as per guidelines after fully satisfying himself with the case in view of IRC code/ guidelines/ instructions issued by the higher authorities vide Memo No. 4964-5033/ Gen. dated 23/06/2011 and No. RW/NH-33023 /19/99-DO -III dated 24/07/2013 & from time to time for which the Sub Divisional Engineer, Provincial Sub Division, Ladwa is fully responsible. Approval should be issued subject to following conditions.
 - i) The pavement of the access road i/c deceleration & acceleration lanes, connecting approaches , service road should have sufficient strength for the expected traffic for the designed period as per IRC guidelines/ instructions issued from time to time.
 - ii) There should be sufficient parking area inside by the applicant so that there is no overflow of vehicles on approach road /along the PWD road. Parking will be allowed in PWD land under any circumstances. Failing which necessary action shall be taken by the department.

ATTESTED
2400
Rajinder Singh
Gupta
Joint Secretary
Public, K

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- iii) Height restriction of building structure etc. should be as per the local Government guideline/ relevant instructions/ rules / by laws. Other act./ rules such as Schedule road act will also be complied with.
 - iv) It will be client's responsibility to obtain NOC from all other concerned departments such as forest, town & country planning, local bodies etc. for retail outlet (Petrol Pump) etc. required as per law/ rules & regulations.
 - v) Necessary rent fee/ license charge/ requisite fee to be levied as per aforesaid Rules will have to be deposited by the applicant in the Government Account well in time.
 - vi) The client / retail outlet (Petrol Pump) owner will be responsible for non compliance of instructions/ guidelines & consequences arising thereafter i/c withdrawal / cancellation of this approval / NOC / dismantling of all construction at his risk & cost etc. etc. & also for submitting wrong information / details if found later on at any stage.
 - vii) The declaration & acceleration to the retail outlet (Petrol Pump) should be provided as per IRC guidelines latest edition.
 - viii) The approaches to retail outlet (Petrol Pump) is allowed only through service road.
 - ix) Though as per CWP 26491 of 2016 Hon'ble High Court decision dated 31.05.2017 the IRC guidelines are not mandatory. But compliance of the guidelines is requires keeping in view the safety of road users, to provide all road safety measures which is the responsibility of the owner of the petrol pump/oil company. PWD Department will not be responsible for any type of mishappening due to non providing of road safety measures strictly as per IRC guidelines.
 - x) No water should come from retail outlet (Petrol Pump) & accumulate in PWD road / land at this location.
 - xi) The NOC will be considered withdrawn/ cancelled in case of non compliance of any instructions / guidelines by the applicant & if any information/ detail submitted by him is found wrong later on at any stage.
5. The Lease money as per instruction vide Head office memo No. 4964-5088 / General dated 23.06.2011 has been deposited by the owner @ ₹ 80,000/- lump sum vide Allahabad Bank Draft No. 961274 dated 04.07.2019 as land for access to building for 15 years i.e. validity of license deed period.

DA/ NOC Case

EXECUTIVE ENGINEER

Endst. No.

Date:

Copy is forwarded to Sub Divisional Engineer Provincial Sub Division, Ladwa for information and necessary action w.r.to his memo No. 732 dated 27.06.2019.

DA/D.D. in Original

EXECUTIVE ENGINEER

