



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण  
(गेत परिवहन, सड़क परिवहन और राजमार्ग मंत्रालय)  
**National Highways Authority of India**  
(Ministry of Shipping, Road Transport and Highways)  
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CIRCULAR

No.NHA/13/LA&EM/Policy/2004/69

Dated: 23<sup>rd</sup> January, 2006

Sub: Revised procedure for issuance of land acquisition notifications subsequent to amendment of the Government of India (Allocation of Business Rules) 1961 - Reg.

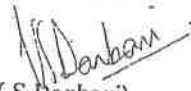
This is in continuation of LA & EM Division's Circular of even no. dated 29.9.2005 vide which it was intimated that subsequent to amendment of the Government of India (Allocation of Business Rules), 1961, notifications under clause a of section 3, section 3A and section 3D of the National Highways Act, 1956 (48 of 1956) shall, with effect from the date of the notification (1<sup>st</sup> September 2005), be issued by the Department of Road Transport and Highways, Ministry of Shipping, Road Transport and Highways, without having to be scrutinized and vetted by the Legislative Department.

2. In the meantime, Department of Road Transport and Highways, MoSRTTH has in consultation with the Legislative Department, M/o Law & Justice, standardized the formats for issuance of the aforesaid notifications. Henceforth, all the draft notifications to be issued under the said sections, are required to be submitted by NHA to the Ministry as per the standardized formats enclosed herewith. These draft notifications will be issued by the Ministry without being vetted by the Legislative Department, M/o Law. The draft notifications which are being sent by PIU's/Divisions to LA & EM Division for being examined and vetted and which are not as per the standardized formats shall not be considered for issuance by the Ministry.

3. In view of the above, all PIU's/CMU's are requested to forward land acquisition notification proposals u/s 3(a), 3A and 3D of NH Act 1956 (48 of 1956), strictly as per the approved standardized formats, the details of which are as under:

Particulars	English version at Annexure no.	Hindi version at Annexure no.
Section 3(a) of NH Act, 1956 for single Competent Authority	A	B
Section 3(a) of NH Act, 1956 for more than one Competent Authority	C	D
Section 3(A) of NH Act, 1956	E	F
Section 3(D) of NH Act, 1956	G	H

4. These standardized formats are also available at NHAI's website for uploading by all PIU's/CMU's.
5. This issues with the approval of the Competent Authority.

  
(V.S. Darbari)  
G.M.(LA&EM)

To

All PIU's/CMU's

Copy submitted for favour of information

- i) ✓ Chairman, NHAI
- ii) Secretary, Department of Road Transport & Highways, MoSRTH
- iii) All Members/CGM's/CVO
- iv) All GM's/DGM's/Managers
- v) CLA/Hindi Officer

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART-II,  
SECTION 3, SUB-SECTION (ii)]

GOVERNMENT OF INDIA  
MINISTRY OF SHIPPING, ROAD TRANSPORT AND HIGHWAYS  
(Department of Road Transport and Highways)

NOTIFICATION

NEW DELHI, Dated the.....200..

SO.....(E).- In exercise of the powers conferred by clause (a) of section 3 of the National Highways Act, 1956 (48 of 1956), the Central Government hereby authorises the ....., ....., ..... as the competent authority to perform the functions of such authority under the said Act with effect from the date of publication of this notification in the Official Gazette, in respect of the stretch of land from Km.....to Km..... of the National Highway No.... for building (widening / four-laning, etc.), maintenance, management and operation in the State of ..... as specified in the Schedule given below.

SCHEDULE

Acquisition of land in respect of National Highway No..... in the State of .....  
on the stretch from Km.....to Km.....

Serial Number	District	Taluk	Police station	Name of village

(File No. ....)

(  
Deputy Secretary to the Government of India  
)

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY  
SECTION 3, SUB SECTION (ii)]

PART-II,

GOVERNMENT OF INDIA  
MINISTRY OF SHIPPING, ROAD TRANSPORT AND HIGHWAYS  
(Department of Road Transport and Highways)

NOTIFICATION

NEW DELHI, Dated the .....200..

SO.....(E).- In exercise of the powers conferred by clause (a) of section 3 of the National Highways Act, 1956 (48 of 1956), the Central Government hereby authorises the officers mentioned in column (2) of the Schedule annexed hereto as the competent authorities to perform the functions of such authorities under the said Act with effect from the date of publication of this notification in the Official Gazette, in respect of the stretch of land specified in the corresponding entry in column (3) of the said Schedule relating to districts, taluk, police station and villages mentioned in column (4), (5), (6) and (7) respectively of the said Schedule for building (widening / four-laning, etc.), maintenance, management and operation of the National Highway No..... in the State of .....

SCHEDULE

Land acquisition on National Highway No..... in the State of .....

Serial number	Competent authority	Stretch of land	District	Taluk	Police station	Name of village
1	2	3	4	5	6	7

(File No. ....)

( )  
Deputy Secretary to the Government of India

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY PART-II,  
SECTION 3, SUB SECTION (ii) ]

GOVERNMENT OF INDIA  
MINISTRY OF SHIPPING, ROAD TRANSPORT AND HIGHWAYS  
(Department of Road Transport and Highways)

NOTIFICATION

NEW DELHI, Dated the 200..

S.O. (E).- In exercise of powers conferred by sub-section (1) of section 3A of the National Highways Act, 1956 (48 of 1956) (hereinafter referred to as the said Act), the Central Government, after being satisfied that for the public purpose, the land, the brief description of which is given in the Schedule below, is required for building (widening / four-laning, etc.), maintenance, management and operation of National Highway No....., in the stretch of land from Km..... to Km. .... (..... Section) in the district of..... in the State of ....., hereby declares its intention to acquire such land;

Any person interested in the said land may, within twenty-one days from the date of publication of this notification in the Official Gazette, object to the use of such land for the aforesaid purpose under sub-section(1) of section 3C of the said Act.

Every such objection shall be made to the competent authority, namely, the ....., in writing and shall set out the grounds thereof and the competent authority shall give the objector an opportunity of being heard, either in person or by a legal practitioner, and may, after hearing all such objections and after making such further enquiry, if any, as the competent authority thinks necessary, by order, either allow or disallow the objections.

Any order made by the competent authority under sub-section (2) of section 3C of the said Act shall be final.

The land plans and other details of the land covered under this notification are available and can be inspected by the interested person at the aforesaid office of the competent authority.

✓

SCHEDULE

Brief description of the land to be acquired with or without structure falling within the stretch of land from Km. .... to Km. .... (.....section) of the National Highway No. .... in the State of .....

Serial number	Name of the district	Name of the taluk	Name of the village	Survey number	Type	Nature	Area in hactares / Square metres
1	2	3	4	5	6	7	8

[F No .....]

( )  
Deputy Secretary to the Government of India

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART II,  
SECTION 3, SUB-SECTION (ii)]

GOVERNMENT OF INDIA  
MINISTRY OF SHIPPING, ROAD TRANSPORT AND HIGHWAYS  
(Department of Road Transport and Highways)

NOTIFICATION

NEW DELHI, Dated the 200..

S.O. (E).— Whereas by the notification of the Government of India in the Ministry of Shipping, Road Transport and Highways, Department of Road Transport and Highways number S.O..... dated....., published in Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii) issued under sub-section (1) of section 3A of the National Highways Act, 1956 (48 of 1956) (hereinafter referred to as the said Act), the Central Government declared its intention to acquire the land specified in the Schedule annexed to the said notification for building (widening / four-laning, etc.), maintenance, management and operation of National Highway No..... on the stretch of land from Km..... to Km.... (..... Section) in ..... in the State of .....

And whereas the substance of the said notification has been published in “.....” dated the ..... and “.....” dated .....; under sub-section (3) of section 3A of the said Act;

And whereas no objection has been received from any person by the competent authority;

Or

And whereas objections have been received and the same have been considered and disallowed by the competent authority;

And whereas, in pursuance of sub-section (1) of section 3D of the said Act, the competent authority has submitted its report to the Central Government;

Now, therefore, upon receipt of the said report of the competent authority and in exercise of the powers conferred by sub-section (1) of section 3D of the said Act, the Central Government hereby declares that the land specified in the said Schedule should be acquired for the aforesaid purpose;

And further, in pursuance of sub-section (2) of section 3D of the said Act, the Central Government hereby declares that on publication of this notification in the Official Gazette, the land specified in the said Schedule shall vest absolutely in the Central Government, free from all encumbrances.

