ITEM NO. 06 (A-25)

1. Name of the subject/project

Requirement of ROW and land on temporary basis at Sarojini Nagar & INA for Delhi MRTS Project of Phase-III and at AIIMS for Central Road Tunnel between AIIMS and Trauma Centre.

2. Name of the Department

Civil Engineering Department, Road-III Division

3. Brief history of the subject/project

1. DMRC has planned to take up the construction work of underground tunnel for Delhi MRTS Project of Phase-III between Bhikaji Cama Place to Hazrat Nizamuddin and at AIIMS for Central Road Tunnel between AIIMS and Trauma Centre DMR had requested to hand over possession of land temporary vide their letter No. DMRC/PM-3A/Line-7/III-202/Land/2011/5371 dated 19.06.2012 (Annexure ‘A’ See pages 45 - 48).
2. Subsequently, DMRC had submitted the drawings for the taking over possession of land on temporary basis 351 metre ROW and 140 metre ROW at Sarojini Nagar and 634 metre section of ROW on Maharaja Agarsen Marg and INA side for a period of 4 years and 109 metre section of ROW at AIIMS for a period of 1 year. The ROW at Maharaja Agarsen Marg upto 400 metre length falls in the jurisdiction of NDMC. It is also proposed to carry out that the joint survey of the ROW to ascertain the road furniture on these sections. (Drawing attached)
3. The details of land required by DMRC on temporary basis are as under:-

351 metre ROW at IIIrd Cross Road between X-Avenue to D-Avenue, 140m ROW at D-Avenue between IInd Cross Road to IIIrd Cross Road at Sarojini Nagar and 400 metre section of ROW on Maharaja Agarsen Marg in Laxmi Bai Nagar (Total requirement 634 out of which only 400m in NDMC area) for a period of 4 years and 109 metre section of ROW of Aurobindo Marg near FOB towards Yusuf Sarai at AIIMS for a period of 1 year.

**4. Detailed proposal on the subject/project**

DMRC requires the land for construction of Delhi MRTS Project of Phase-III and at AIIMS for Central Road Tunnel between AIIMS and Trauma Centre:-

 1. Allotments for four years

 (a) 351 metre ROW at IIIrd Cross Road between X-Avenue to D-Avenue

(b) 140m ROW at D-Avenue between IInd Cross Road to IIIrd Cross Road at Sarojini Nagar

(c) 400 metre section of ROW on Maharaja Agarsen Marg in Laxmi Bai Nagar alls in the jurisdiction of NDMC for a period of 4 years.

2. Allotments for one year

(a) 109 metre section of ROW **of Aurobindo Marg near FOB towards Yusuf Sarai** at AIIMS for a period of 1 year

(b) The work will be carried out by DMRC as deposit work to AIIMS for connecting AIIMS to Trauma Centre on Ring Road near Jhandu Singh Marg. 109M Road portion of Aurobindo Marg will be resorted by DMRC after completion of work. The land between Aurobindo Marg and Trauma Centre does not belongs to NDMC.

The DMRC will be requested to conform its commitment to the following actions:-

1. “Diversion, Restoration of Drainage System damaged during construction of underground corridor has to be carried out by DMRC.
2. Relaying/ Redevelopment of affected roads, pavements, road furniture, other utility and green areas etc. by DMRC as per scheme approved by the NDMC.
3. Clearance from other departments i.e. Water Supply, Sewerage, Horticulture & Architect Department including other statutory bodies like DUAC, UTTIPEC, Traffic Police, Fire Services, ASI etc. is to be obtained by DMRC.
4. DMRC has to ensure that during construction no water-logging takes place in and around the work zone and no lines are diverted/ shifted without permission.
5. DMRC has to get approve the circulation plan around construction area from the UTTIPEC.”

**5. Financial Implication of the proposed Project/Subject.**

There will be no financial implication on NDMC on account of transfer of this land with inventories to DRMC. Since, DMRC will restore the temporary land alongwith the inventory as to original condition of the roads, footpath, other utilities etc. as per the inventories prepared and accepted jointly by NDMC and DMRC.

**6. Implementation schedule with time limits for such stage including internal processing.**

The land will be used for four years period and shall be returned after completion of construction and restoration the same at Sarojini Nagar and Maharaja Agarsen Marg and the land at AIIMS will be returned after one year.

**7.** **Comments of the Finance Department on the subject**

The margin note the added in the draft agenda. Finance Department has no objection to it.

**8. Comments of the Department on comments of Finance Department.**

As desired the details has been incorporated in draft Agenda in detailed proposal at point 2(b).

**9. Final views of Finance Department.**

 Finance has no objection to the proposal.

**10. Legal implications on the subject/project**

NIL

**11. Details of previous Council Resolution existing law of Parliament and Assembly on the Subject.**

N.A.

**12. Comments of Law Department on the subject.**

No law point involved. However, may please see if a public notice for temporary closure of a portion of public street is required.

**13. Comments of the Department on the comments of Law Departments**

 Before taking up the work DMRC will put public notice in consultation with traffic police for diversion of traffic before execution of the work.

**14.** **Final views of Law Department.**

Law Department has no objection to the proposal.

**15. Certification by the department that all Central Vigilance commission (CVC) guidelines have been followed while processing the case.**

N.A.

**16. Recommendations:-**

The case is laid down before the Council for according the approval for following:-

1. To issue ‘No Objection’ to handover the possession of ROW and land temporarily which belongs to NDMC for a period of four years at Sarojini Nagar and Maharaja Agarsen Marg in Laxmi Bai Nagar and at AIIMS for a period of one year subject to the undertaking from DRMC as mentioned at Point 4 above, for carrying out work of Delhi MRTS Project of Phase-III and at AIIMS for Central Road Tunnel between AIIMS and Trauma Centre.

(b) The approval is subject to grant of prior permission and ‘no objection’ by the L&DO for the above;

(c) DMRC shall not use the permanent buildings/exterior walls/walkways/platforms for any commercial activities, including advertisements, hawkers, vending, kiosks, etc. except with prior approval of NDMC.

(d) DMRC will restore the land temporary allotted to them at their own cost after completion of the work and will return back to the NDMC.

(e) To initiate further action in anticipation of confirmation of minutes for the council meeting.

**17. Draft Resolution**

Resolved by the Council to accord approval to the following:-

1. To issue ‘No Objection’ to handover the possession of ROW and land temporarily which belongs to NDMC for a period of four years at Sarojini Nagar and Maharaja Agarsen Marg in Laxmi Bai Nagar and at AIIMS for a period of one year subject to the undertaking from DRMC as mentioned at Point 4 above, for carrying out work of Delhi MRTS Project of Phase-III and at AIIMS for Central Road Tunnel between AIIMS and Trauma Centre.

(b) The approval is subject to grant of prior permission and ‘no objection’ by the L&DO for the above;

(c) DMRC shall not use the permanent buildings/exterior walls/walkways/platforms for any other commercial activities, including advertisements, hawkers, vending, kiosks, etc. except with prior approval of NDMC.

(d) DMRC will restore the land temporary allotted to them at their own cost after completion of the work and will return back to the NDMC.

(e) It was also resolved by Council that further action may be taken by the department in anticipation of confirmation of the minutes by the Council.

**COUNCIL’S DECISION**

Resolved by the Council to accord approval to the following:-

1. To issue ‘No Objection’ for temporarily handing over the possession of NDMC land and ROW thereon to DMRC for a period of four years at Sarojini Nagar and Maharaja Agarsen Marg in Laxmi Bai Nagar and at AIIMS for a period of one year subject to the undertaking from DRMC as mentioned in Point 4 of the agenda, for carrying out work of Delhi MRTS Project of Phase-III and at AIIMS for Central Road Tunnel between AIIMS and Trauma Centre.
2. The approval is subject to grant of prior permission / ‘no objection’ by the L&DO for the above;
3. DMRC shall not use the permanent buildings/exterior Walls / walkways / platforms for any other commercial activities, including advertisements, hawkers, vending, kiosks, etc. except with prior approval of NDMC.
4. DMRC will restore the land temporarily allotted to them at their own cost after completion of the work and will return back to the NDMC.
5. It was also resolved by Council that further action may be taken by the department in anticipation of confirmation of the minutes by the Council.