

No. PCH-HA (2) 8/98-GOI- → 67645-734  
Government of Himachal Pradesh,  
Department of Panchayati Raj

From

The Director, Panchayati Raj  
Himachal Pradesh.

To

- (1) All the District Panchayat Officers  
in Himachal Pradesh.
- (2) All the Block Development Officers  
in Himachal Pradesh.

Shimla-171 009 dated the - 9-10-2017.

Subject:- Issue of 'No Objection Certificate' by Railway for construction / redevelopment on Government/private land adjoining to railway land boundary.


Sir/ Madam,

I am directed to enclose herewith a copy of Circular received from Pr. Chief Engineer, Northern Railway, New Delhi on the subject cited above. The content of the Circular is as under:-

"As per Rules prescribed by Govt. of India (Ministry of Railways) "Indian Railway Work Manual", 2000, "No Objection Certificate" from Railway is required for any construction/ redevelopment on any private/ Government land within 30 meters from railway land boundary so that there is no accrual of easement right such as right of way to discharge sullage & Storm water, etc. on railway land over a period of time, development of any future road access and to avoid request for surrender of railway land for such facilities at future date. As Railway has prior right of acquisition of land adjacent to Railway boundaries, it is mandatory on the part of state governments/ local authorities to ensure prior NOC from railways before permitting/ approving any plan for construction within 30 meters adjoining to railway land boundaries. Intimation regarding proposed construction adjacent to the railway land boundary may be given to the railway authorities at least 90 days before the commencement of such work. Instructions/ advisories on this matter have earlier been issued many times by Ministry of Railway."

In view of above, you are requested to kindly direct all the Panchayats under your jurisdiction to take appropriate step in respect of construction/ redevelopment on Government/ Private land adjoining to railway land boundary.

Yours faithfully,

  
Additional Director, Panchayati Raj  
Himachal Pradesh.

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Northern Railway

Headquarter office,  
Baroda House,  
New Delhi.

Dated: 24.08.2017

Secretary  
54090719  
Himachal Pradesh  
24/8/17

5.9.17  
ACS (Reg)

No. 193-W/Misc./NOC/Policy/Land

Chief Secretary,  
Govt. of NCT of Delhi,  
6-8/7A Wing, 5<sup>th</sup> Floor, Delhi Secretariat,  
New Delhi-100013.

Chief Secretary,  
Govt. of Uttar Pradesh Secretariat,  
Lucknow-226001.

Chief Secretary,  
Govt. of Uttarakhand,  
4, Subhash Road, Secretariat,  
Dehradun-248001.

7 ATP  
Chief Secretary, Govt. of Punjab  
Punjab Secretariat,  
Chandigarh-160017

Chief Secretary, Govt. of Haryana,  
Haryana Civil Secretariat,  
Chandigarh-160009.

Chief Secretary,  
Govt. of Himachal Pradesh,  
Secretariat, Simla-171002.

75  
Chief Secretary, Govt. of J & K,  
Jammu Secretariat, Jammu.

Chief Secretary,  
Govt. of Rajasthan,  
Secretariat, Jaipur-302001.

Advisor to Administrator,  
Union Territory of Chandigarh,  
Punjab Raj Bhawan, Sector-6,  
Chandigarh-160017.

PH, IPH, UD, RSD, ZPR,  
DC Solan, Shimla, Mandi, Kangra,  
Una, Bilaspur for H.A.

CIRCULAR

**Sub: - Issue of 'No Objection Certificate' by Railway for construction/ redevelopment on Government/private land adjoining to railway land boundary.**

07/9/17

As per rules prescribed by Govt. of India (Ministry of Railways) in terms of para 827 of "Indian Railway Work Manual" (IRWM) 2000, "No Objection Certificate" from Railway is required for any construction/ redevelopment on any private/ Government land within 30 meters from railway land boundary so that there is no accrual of easement right such as right of way to discharge sullage & storm water, etc on railway land over a period of time, development of any future road access and to avoid request for surrender of railway land for such facilities at future date. As Railway has prior right of acquisition of land adjacent to Railway boundaries, it is mandatory on the part of state governments/ local authorities to ensure prior NOC from railways before permitting/approving any plan for construction within 30 meters adjoining to railway land boundaries. Intimation regarding proposed construction adjacent to the railway land boundary may be given to the railway authorities at least 90 days before the commencement of such work. Instructions/advisories on this matter have earlier been issued many times by Ministry of Railway.

Rg (Reg)  
8/9/17  
SA (Reg)

In view of above, it is requested to please reiterate the instructions to concerned State Govt. authorities/local bodies to enforce these provisions while approving the plans for any construction in vicinity of railway land and also get suitable provisions incorporated in the Municipal bye-laws wherein obtaining NOC from railways shall be mandatory wherever, construction/ redevelopment within 30 meters from railway land boundary is proposed.

(Naveen Chopra)  
Pr. Chief Engineer

Copy to : Divisional Railway Manager, Northern Railway, Ambala, Delhi, Firozpur, Lucknow & Moradabad.