

OFFICE OF THE EXECUTIVE ENGINEER PWD (R&B) DIVISION BASOHLI

The Chief Conservator of Forests (FCA),
& Nodal Officer,
J&K Forest Deptt., Van Bhawan Jammu.

No. 5283-87

Dated 11-08-2022

Subject:- Diversion of 3.0375 ha of forest land in Kathua Forest Division in favour of this Division for construction of road from "Dabatali to Choatra Lahar & Sarthla to Sarthan under NABARD, District Kathua, UT of Jammu and Kashmir" (online proposal No.FP/JK/Road/52321/2020)-regarding.

Proposal No.FP/JK/ROAD/52321/2020

Reference:- File No.9-JKB-057/2021-Jammu dated 09.02.2022.

Sir,

This has reference to the above letters in the captioned subject. The stage-I clearance of the forest bearing proposal No. FP/JK/ROAD/52321/2020 has been accorded with certain conditions vide MoEF&CC, vide File No. 9-JKB-057/2021-Jammu dated 09.02.2022. The cost of CA, NPV etc has also been deposited in the CAMPA Fund Bank Account on 31-03-2022. Through online mode.

In this regard, the compliance of all stipulated conditions mentioned in Stage-I clearance letter are being submitted as per details below:-

S.No.	Condition	Compliance
(A)	(A) Conditions which need to be complied prior to handing over forest land by the UT forest Department to this Division. (User Agency).	
i.	Cost of compensatory afforestation as per CA scheme may be realized from User Agency	A total amount of 50,09,842/- towards the cost of compensatory Afforestation and Net Present Value has been deposited in CAMPA Funds account as per E-challan dated 29-03-2022 and transaction dated 31-03-2022 through NEFT/RTGS mode payment. Payment confirmation is available online in PARIVESH PORTAL. The documents in support of the payment made are enclosed as (Annexure-A).
ii.	Net present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the User Agency, as per Ministry's direction issued vide letter No.5-3/2011-FC(Vol-I) dated 6 th January-2022 and Hon'ble Supreme Court of India's Order dated 30 th October 2002, 28 th March, 2008, 24 April 2008 and 9 th May 2008	
iii.	As per the Order of the Government of India vide letter No.5-2/2010-CAMPA 24-06-2011, the Net Present Value (NPV) of forest land and all other CA levies shall be deposited through web portal of Ministry of Environment , forest and Climate Change www.parivesh.nic.in	
iv.	User Agency should ensure that the compensatory levies (CA (CA cost, NPV etc) are deposited through challan generated online on web portal and deposited in appropriate bank only. Amount	

	deposited through other mode will not be accepted as compliance of the stage-I clearance	
V.	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	Shall be complied, enclosed as (Annexure-B).
(B)	(B) Conditions which needs to be strictly complied on filed after handing over of forest land to the user agency by the state forest department but the compliance in form of undertaking shall be submitted prior to Stage-II approval.	
i.	Legal status of forest land will remain unchanged;	Yes.
ii.	Efforts shall be made to fell minimum number of trees and in any case not more than 113 trees and 1063 u/s poles and plants shall be felled. Any felling shall only be done under strictly vigilance of forest department after issuance of felling permission from concerned DFO.	Pertains to forest department.
iii.	Compensatory afforestation will be carried out over Degraded forest land (DFL) upon 6.20 ha. of land on Camp No.9/K Gainthla, Tehsil Mahanpur District Kathua as per proposed CA scheme, at a cost of Rs.12,78000/- (Rupees Twelve lacs and seventy eight thousand) only provided by the user agency.	Pertains to forest department.
iv	Compensatory afforestation will be done within one year from the date of issue of final approval over the extent of land as approved, out of the funds provided the user agency;	Pertains to forest department.
v.	The UT Govt. shall upload the KML file of the degraded forest area accepted for raising compensatory afforestation as well as the forest area proposed for diversion in the extant proposal in the E-Green watch portal	Pertains to forest department.
vi.	The forest land bearing diverted shall be properly demarcated using RCC boundary pillars with forward/backward bearing the GPS coordinates inscribed on them at the project cost.	Pertains to forest department.
vii.	No Muck will be dumped in the forest land in context of undertaking given by UA of using muck on road itself;	Yes, Undertaking enclosed as (Annexure-D)
viii.	The CEO state CAMPA authority shall ensure release of funds under CAMPA to the DFO for raising CA plantation as per CA scheme approved by this office;	Pertains to forest department.
ix.	The DFO shall ensure taking up plantation at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority;	Pertains to forest department.

x.	The forest land will not be used for any other purpose than that mentioned in the proposals;	Yes.
xi.	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Ministry of Environment Forest and Climate Change;	Yes.
xii.	The layout plan of the proposals shall not be changed without the prior approval of the Ministry of Environment Forest and Climate Change;	Yes.
xiii.	The user agency shall raise strip plantation on both side and central verge of the road at the project coat as per IRC specification and maintain the same;	Yes.
xiv.	Speed regulating signage will be erected along the road at regular intervals in the forest areas;	Yes.
xv.	No damage will be done to the adjoining forest land including flora and fauna during the project implementation / operation;	Yes.
xvi.	No labour camp shall be established on the forest land;	Yes.
xvii.	The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court;	Yes.
xviii.	The User Agency shall provide firewood preferably alternate fuels to the labourers and the staff working at the sites so as to avoid any damage and pressure on the nearby forest areas.	Yes.
xix.	The Ministry of Environment Forest and Climate Change may revoke/suspend the clearance, if implementation of any of the above conditions is not satisfactory. State Government will ensure compliance of these conditions through forest department.	Yes.

Yours Faithfully,

**Executive Engineer
PWD(R&B) Division
Basohli**

Copy to the:-

- 1- ADGF (FC), Ministry of Environment, Forests, Indra Paryavaran Bhawan, Jor Bagh, Aliganj, New Delhi for information please.
- 2- Pr. Chief Conservator of Forests (HoFF), of Jammu and Kashmir, Forest Complex, Sheikh Bagh, Near Lal Chowk, Srinagar, UT of Jammu and Kashmir for information please.
- 3- CEO, CAMPA O/o PCCF (HoFF), U.T of Jammu and Kashmir, Forest Complex Sheikh Bagh near Lal Chowk Srinagar for information please.
- 4- Divisional Forest Officer, Kathua forest Division Kathua U.T of Jammu and Kashmir for information please.

ANNEXURE - (A)

NEFT RTGS CHALLAN

AGENCY COPY

यूनियन बैंक Union Bank of India



NEFT / RTGS CHALLAN for CAMPA Funds

Date : 29-03-2022

Agency Name.	XEN PWD BASOHLI
Application No.	6152321316
MoEF/SG File No.	9-JKB-057/2021-JAMMU
Location.	J AND K
Address.	PWD R&B DIVISION BASOHLI Kathua
Amount(In Rs)	5009842/-

Amount in Words : Fifty Lakh Nine Thousand Eight Hundred and Forty-Two Rupees Only

NEFT/RTGS to be made as per following details;

Beneficiary Name:	J AND K CAMPA
IFSC Code:	UBIN0903710
Pay to Account No.	150716152321316 <i>Valid only for this challan amount.</i>
Bank Name & Address:	Union Bank Of India Lodhi Complex Branch, Block 11, CGO Complex, Phase I, Lodhi Road, New Delhi -110003

* This Challan is strictly to be used for making payment to CAMPA by NEFT/RTGS only

BANK COPY

यूनियन बैंक Union Bank of India



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* This Challan is strictly to be used for making payment to CAMPA by NEFT/RTGS only

After making successful payment, User Agencies may send a line of confirmation through Email: helpdeskampa@corpbank.co.in

Note: After making the required payment through challan, if the payment status has not been updated even after 7 working days, then kindly mail a copy of your challan with transaction date to Email: cb0371@unionbankofindia.com

Passed for Rs. 50,09,842/- (Fifty Lakh Nine Thousand eight hundred and forty two) only by debit to MH: 4059 Compensation. Cost of Road from Basohli to Chataria Lake.

Executive Engineer
PWD (R&B) Division
Basohli



Government of Jammu and Kashmir
OFFICE OF THE DEPUTY COMMISSIONER KATHUA

To Whom It May Concern

Subject: Issuance of Forest Right Act (FRA) Certificate and minimum demand of Forest land certificate for Forest land coming under the alignment for construction of road from Dabathli to Choatralahar & Sathla to Sarthan road under NABARD.

In compliance with the Ministry of Environment and Forests (MoEF), Government of India's letter No. 11-9/98-FC (pt) Dated: 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and other Traditional Forest Dwellers (Recognition) of Forest Rights) Act, 2006 (FRA,) on the forest land proposed to be diverted for non-forest purposes read with MoEF's letter dated: 5th February 2013 wherein MoEF issued certain exemption/relaxation in respect of linear projects, it is certified that 3.0375 hectares of forest land is proposed to be diverted in favour of **land coming under the alignment for construction of road from Dabathli to Choatralahar & Sathla to Sarthan road under NABARD-**, in District Kathua. Detail of the roads/projects is given below:

S. No.	Name of the road	Stage	Forest land proposed to be diverted for PWD Projects (in Ha.)	Proposal No.
1.	Construction of road from Dabathli to Choatralahar & Sathla to Sarthan road.	IInd	3.0375	FP/JK/Road/52321/2020

It is further certified that:

- (a) The complete process for Identification and settlement of rights under the FRA has been carried out for the entire of 3.0375 Hectares of forest area proposed for diversion. As per MoEF letter No. F.No. 11-9/98-FC (pt), Dated: 5th Feb. 2013 for linear projects like construction of roads,

P

there is no requirement of resolution (meeting/consent) of Gram Sabha of that area for forest land, use of which is proposed to be diverted. Hence, no such records of all constructions and meetings of the Forest Right Committee(s) Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed.

- (b) Additional Deputy Commissioner, Basohli vide his office letter No. ADC/BSL/2022-23/585-86 dated 14/7/2022 reported that all the Forest Right Claims has been settled in the Panchayat Athoon, Block Mahanpur.

Hence, Forest Rights Act certificate is issued for forest land measuring 3.0375 Ha. required for Construction of road from Dabathli to Chaotralahar & Sathla to Sarthan road under NABARD, in District Kathua.

No.: DCK/SQ/2022-23/7221-23
Dated: 29-07-2022


(Rahul Pandey) IAS
Deputy Commissioner
Kathua

Copy to the:

1. Chief Engineer PWD (R&B) Department Jammu for favour of information please.
2. Superintending Engineer PWD (R&B) Jammu-Kathua Circle Jammu for favour of information please.
3. Executive Engineer PWD (R&B) Division Basohli for favour of information.
This is reference to your office letter No. 606-609 dated 19-04-2022

(Annexure-'D')

OFFICE OF THE EXECUTIVE ENGINEER PWD (R&B) DIVISION BASOHLI

Title of work:- Construction of road from Dabatli to Choatra Lahar & Sathla to Sarthan under NABARD.

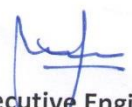
Proposal No. FP/JK/ROAD/52321/2020
Reference:- File No.9-JKB-057/2021-Jammu dated 09.02.2022

Undertaking

I / We do hereby undertake to comply with the other terms and conditions of stage-Ist approval of the above referred FCA case.

No. 4809

Dated:- 28-07-2022


Executive Engineer
PWD(R&B) Division
Basohli

Copy to the:-

- 1- Divisional Forest Officer, Forest Division Kathua for information and necessary action please.