



भारत सरकार / GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
एकीकृत क्षेत्रीय कार्यालय, राँची / INTEGRATED REGIONAL OFFICE, RANCHI
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No.FP/BR/ROAD/26423/2017/ 4606

Date: 25th March 2021

To

The Principal Secretary,
Department of Environment, Forests & Climate Change,
Government of Bihar,
Sichai Bhawan Secretariat, Patna - 800015

Sub: Final (Stage-II) approval of Central Government under Forest (Conservation) Act 1980 for proposed diversion of 0.27 ha (revised from 4.05 ha) forest land in favour of NH Division for construction of ROB & approach road on NH-327E (Araria-Raniganj Section) in Km 99.00 (RS More) to Km 101.00 (Rahika Tola) under Araria district of Bihar - reg.

Sir,

I am directed to refer to the State Govt. letter No.Van Bhumi-54/2018-857(E)/Pa.Va. dated 30.7.2018, wherein prior approval of Ministry of Environment, Forest and Climate Change for diversion of 0.27 ha forest land in favour of NH Division for construction of ROB & approach road on NH-327E (Araria-Raniganj Section) in Km 99.00 (RS More) to Km 101.00 (Rahika Tola) under Araria district of Bihar, was sought in accordance with Section-2 of the Forest (Conservation) Act, 1980. After due consideration of the proposal of the State Government, the 'in-principle' approval of the Central Government for diversion of the said forest land was accorded vide this office letter of even number dated 1.3.2019 subject to fulfillment of certain conditions.

In this connection, on the basis of the compliance report with request for according final approval furnished by the State Government of Bihar vide letter No. Van Bhumi-54/2018-255(E)/Pa.Va.Ja.Pa. dated 23.3.2021, **final approval** of the Central Government is hereby granted under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 0.27 ha forest land in favour of NH Division for construction of ROB & approach road on NH-327E (Araria-Raniganj Section) in Km 99.00 (RS More) to Km 101.00 (Rahika

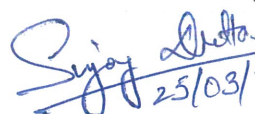
Tola) under Araria district of Bihar, subject to the following conditions and stipulations:-

- (1) Legal status of the forest land diverted shall remain unchanged.
- (2) **Compensatory afforestation:** The State Forest Department shall plant 3500 numbers of trees to maintain the green cover at the project cost. Planting site for the purpose shall be identified by the State Forest Department preferably in the vicinity of the project site. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
- (3) The State Government shall ensure that compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has been completed in accordance with the relevant Rules and Guidelines issued by the MoEF & CC, GoI in this regard.
- (4) Felling of trees as required should be done under the strict supervision of the State Forest Department.
- (5) Wherever possible and technically feasible, the User Agency shall undertake afforestation measures along the roads segment covered under this approval, in consultation with the State Forest Department at the project cost.
- (6) Earth or any other material shall not be brought from and debris resulting during construction shall not be disposed of in the adjoining forest area by the user agency.
- (7)
 - a) The layout plan of the proposed diversion of the forest land shall not be changed without prior approval of Central Government.
 - b) It will be the responsibility of the User Agency to ensure that the labourers and staff engaged in construction activity do not damage the nearby forest flora and fauna.
 - c) The User Agency shall provide alternate fuels preferably LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
- (8)
 - a) The diverted forest land shall not be used for any purpose other than that specified in the project proposal.
 - b) The period of diversion under this approval shall be co-terminus with the project.

- c) The diverted forest land shall under no circumstances be transferred to any other agencies, department, or person without prior approval of the Central Government.
- (9) The User Agency and the State Government shall ensure compliance to provisions of all the Acts, Rules, Regulations, Guidelines, Hon'ble Court Order(s) and National Green Tribunal Order(s) pertaining to this project, if any, for the time in force, as applicable to the project.
- (10) Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 11-42/2017-FC dt 29/01/2018.
- (11) Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests and wildlife.

2. As has been mentioned at Para-2 of the Stage-II approval, this approval for diversion of forest land is subject to the fulfillment of stipulated conditions mentioned in this approval letter. Therefore, in the event of non-compliance of any of the conditions laid out in this approval letter, the Regional Office of Ministry of Environment, Forest & Climate Change may withdraw the said approval for diversion of the forest land and stop the non-forest activity being carried out in the forest land besides initiating the legal action as per provisions of Forest (Conservation) Act, 1980.

Yours faithfully,


25/03/2024
(Sujoy Dutta)

Technical Officer (Forestry)

Copy to:-

1. The DIGF (ROHQ), Ministry of Environment, Forests and Climate Change, Indira Paryavaran Bhawan, Jor Bagh Road, New Delhi - 110 003.
2. The Principal Chief Conservator of Forests (HoFF) / APCCF-cum-Nodal Officer (FC), Deptt. of Environment, Forests & Climate Change, Govt. of Bihar, Aranya Bhawan, Shahid Pir Ali Khan Path, Patna - 800 014.
3. The Divisional Forest Officer, Araria Forest Division, Bihar.
4. The Executive Engineer, NH Division, Araria, Bihar.
5. Guard File.

Technical Officer (Forestry)