



**भारत सरकार**  
Government of India  
**पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय**  
Ministry of Environment, Forest & Climate Change  
**एकीकृत क्षेत्रीय कार्यालय, जयपुर**  
Integrated Regional Office, Jaipur



कैम्प कार्यालय, केन्द्रीय भवन, पंचम तल, सेक्टर-एच, अलीगंज, लखनऊ-226024  
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पत्र सं० 8बी/दिल्ली/06/02/2021 /03

दिनांक 06.04.2021

सेवा में,

प्रधान मुख्य वन संरक्षक  
वन एवं वन्यजीव विभाग, ए-ब्लाक, द्वितीय तल,  
विकास भवन, आई०पी० इस्टेट, नई दिल्ली-110002

**Online Proposal No: FP/DL/Road/48557/2020**

**विषय: Proposal for diversion of 35.16 ha. Reserved forest land for construction of 6 lane access controlled Highway from DND-Faridabad-Ballabgarh Bypass junction with Delhi-Vadodara Expressway KMP-Interchange (NH-148 NA) under Bharatmala Pariyojna by NHAI-reg.**

**सन्दर्भ: Letter No. 09/FCA/NHAI/2020-21/12899-12902, dated 19-03-2021.**

महोदय,

उपरोक्त विषयक प्रधान मुख्य वन संरक्षक का पत्रांक 09/FCA/NHAI/2020-21/10898-10901, dated 17-02-2021 का आशय ग्रहण करने का कष्ट करें जिसके द्वारा विषयांकित प्रकरण में राज्य सरकार द्वारा वन (संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति माँगी गयी थी।

प्रकरण को दिनांक 23.03.2021 को आहूत की गयी क्षेत्रीय सशक्त समिति (REC) की बैठक में (REC Agenda item 54.9-Delhi) शामिल किया गया था जिसमें विचारोपरान्त प्रकरण को सशर्त स्वीकृति प्रदान की गयी है। क्षेत्रीय सशक्त समिति की स्वीकृति उपरान्त केन्द्र सरकार उपरोक्त विषयांकित परियोजना हेतु 35.16 हे० वनभूमि के प्रत्यावर्तन एवं 10371 वृक्षों (8291 पोल्स एवं 2080 वृक्ष) के पातन की सैद्धान्तिक स्वीकृति निम्नलिखित शर्तों पर प्रदान करती है:-

1. Legal status of the forest land shall remain unchanged.
2. Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.
3. Compensatory afforestation shall be taken up by the Forest Department over 35.16 ha non-Forest land in Compartment/Khasra/Survey No. 871(62-2), 872(6-0), 873(38-3), 875(331-15), 876(14-7) and 877(8-19, village Madanpur Khadar, Range Merauli, District Delhi South-East at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
4. The non-forest land proposed for CA shall be transferred and mutated in the name of Forest Department and notified as RF/PF prior to Stage-II approval. A copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act as the case may be, will be submitted by the State Government prior to Stage-II approval.
5. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
6. The State Government shall charge the Net Present Value (NPV) for the 35.16 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.

*[Signature]*



7. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
8. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
9. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
10. Strip plantation on both sides and central verge of the road shall be raised at the cost of user agency as per the IRC norms in compliance of order dated 16-11-2015 passed by Hon'ble NGT, Central zone, Bhopal in I.A. No. 27/2015(Babulal Jaju V/s Rajasthan Government).
11. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
12. The user agency shall provide suitable under / over pass in Protected Area / Forest Area as per recommendations of CWLW / NBWL / FAC / REC.
13. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
14. The layout plan of the proposal shall not be changed without prior approval of Central Government.
15. No labour camp shall be established on the forest land.
16. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
17. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
18. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
19. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
20. The forest land shall not be used for any purpose other than that specified in the project proposal.
21. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
22. 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.
23. As far as possible, maximum number of trees shall be translocated according to a detailed scheme for translocation of suitable plants, prepared in consultation with the State Forest Department and the cost for the same shall be borne by the User Agency.
24. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal.
25. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
26. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.

After receipt of compliance report on fulfillment of all of the above conditions from the State Government, proposal will be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980, by this office.

The order for transfer of forest land to user agency shall not be issued by the State Government till final approval order for diversion of forest land is issued by Government of India.


भवदीया,

(प्राची गंगवार)

उप वन महानिरीक्षक (केन्द्रीय)  
क्षेत्रीय अदालत, जयपुर

प्रतिलिपि (ईमेल द्वारा):

1. प्रमुख सचिव (पर्या0 एवं वन), दिल्ली राज्य सरकार, छठवा स्तर, सी-अनुभाग, दिल्ली सचिवालय, आई0पी0 इस्टेट, नई दिल्ली-110002.
2. उप वन महानिरीक्षक(दक्षिण), नियर डॉ0 कर्णी सिंह शूटिंग रेंज, नई दिल्ली-110044.
3. चीफ प्रोजेक्ट मैनेजर(दिल्ली), नेशनल हाईवे अथॉरिटी ऑफ इण्डिया, कॉरिडोर मैनेजमेंट यूनिट-मथुरा, प्लॉट नं0 8, नियर सराय टोल प्लाजा बिल्डिंग, मथुरा रोड, फरीदाबाद-121003
- ✓ 4. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।

  
(प्राची गगवार)  
उप वन महानिरीक्षक [केन्द्रीय]  
क्षेत्रीय अधिकारी, जयपुर