



भारत सरकार
Government of India
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest & Climate Change
क्षेत्रीय कार्यालय, लखनऊ
Regional Office, Lucknow



केन्द्रीय भवन, ग्यारवां तल, सेक्टर एच, अलीगंज, लखनऊ-226024
Kendriya Bhawan, 11th Floor, Sector H, Aliganj, Lucknow-226024, Phone No : 0522-2326696
Email : roc.lko-mef@nic.in, goimofrolko@gmail.com

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दिनांक : 29.08.2024

सेवा में,

अति० मुख्य सचिव,
पर्यावरण, वन एवं जलवायु परिवर्तन विभाग,
उत्तर प्रदेश शासन, बापू भवन, लखनऊ।

ऑनलाईन प्रस्ताव संख्या- FP/UP/Others/145411/2021

विषय: जनपद सम्भल में मेरठ-बदायूं मार्ग (एस०एच०-१८) किमी०-१५१ (चैनेज १५०.५५०) की दांयी पटरी पर ग्राम सराय ब्राह्मण, तहसील गुन्नौर की खसरा/गाटा सं०-८०/८१ पर मै० इण्डियन ऑयल कॉर्पो० लि० मुरादाबाद द्वारा प्रस्तावित रिटेल आउटलेट (पेट्रोल पम्प) के सम्पर्क मार्ग में प्रभावित ०.२०८१ हे० (Entry Area = ०.०४८७ ha. + Exit Area = ०.०९६४ ha. + Separator island = ०.०६३ ha., Total area is ०.२०८१ ha.) संरक्षित वनभूमि के गैरवानिकी प्रयोग एवं बिना वृक्ष पातन की अनुमति के सम्बन्ध में।

सन्दर्भ: १. मुख्य वन संरक्षक/नोडल अधिकारी का पत्रांक ६८९/११-सी-FP/UP/Others/145411/2021, दिनांक १४.०९.२०२३.
२. मुख्य वन संरक्षक/नोडल अधिकारी का पत्रांक १४२/११-सी-FP/UP/Others/145411/2021, दिनांक १६.०७.२०२४.

महोदय,

कृपया उपरोक्त विषयक सचिव (वन), उत्तर प्रदेश शासन के पत्रांक पी-१८४/८१-२-२०२२-८००(२१३)/२०२२, दिनांक ११.०७.२०२२ का आशय ग्रहण करने का कष्ट करें, जिसके द्वारा विषयांकित प्रकरण में राज्य सरकार द्वारा वन (संरक्षण एवं संवर्धन) अधिनियम, १९८० के अन्तर्गत भारत सरकार की स्वीकृति मांगी गयी थी।

प्रकरण में इस कार्यालय के समसंख्यक पत्र दिनांक ३१.०७.२०२३ द्वारा कतिपय शर्तों के साथ सैद्धांतिक स्वीकृति प्रदान की गयी थी, जिसकी अनुपालना उपरोक्त संदर्भित पत्र के माध्यम से प्रेषित की गई है। प्रस्तुत अनुपालना के परीक्षणोपरान्त मुझे आपको यह सूचित करने का निर्देश हुआ है कि केन्द्र सरकार जनपद सम्भल में मेरठ-बदायूं मार्ग (एस०एच०-१८) किमी०-१५१ (चैनेज १५०.५५०) की दांयी पटरी पर ग्राम सराय ब्राह्मण, तहसील गुन्नौर की खसरा/गाटा सं०-८०/८१ पर मै० इण्डियन ऑयल कॉर्पो० लि० मुरादाबाद द्वारा प्रस्तावित रिटेल आउटलेट (पेट्रोल पम्प) के सम्पर्क मार्ग में प्रभावित ०.२०८१ हे० (Entry Area = ०.०४८७ ha. + Exit Area = ०.०९६४ ha. + Separator island = ०.०६३ ha., Total area is ०.२०८१ ha.) संरक्षित वनभूमि के गैरवानिकी प्रयोग एवं बिना वृक्ष पातन की विधिवत् स्वीकृति निम्नलिखित शर्तों के साथ प्रदान करती है:-

1. Legal status of the forest land shall remain unchanged.
2. Compensatory afforestation shall be taken up by the Forest Department for plantation of 416 plants in an area of 0.4162 ha. in Meerut Badaun Road Km 153 to 155 on both sides, Compartment No. 01, Range Gunnore, District Sambhal at the cost of the User Agency. As far as practicable a mixture of local indigenous species shall be planted.
3. Complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
4. Layout plan of the proposal shall not be changed without prior approval of the Central Government.
5. No labour camp shall be established on the forest land.
6. Separator island has to be maintained as Green Belt, in consultation with DFO. Green belt plan on separator island shall be approved by DFO, ensuring appropriate site specific species. Green belt plan shall also include species to be planted on the periphery of retail outlets and service road, if applicable.
7. Annual Compliance report regarding maintenance of the Green belt on separator island along with geo tagged photographs as per approved green plan to be submitted through DFO to Nodal officer and Regional Office, MoEFCC.
8. Entire periphery of the establishment should be lined up with tree plantation at a close espacement of 1.0 to 1.5 meter keeping an offset of 1.5 meter from the boundary, with light crown tree species which will maintain greenery without compromising with the land requirement of the establishment.
9. User Agency and authorized signatory oil company issuing sanction letter shall be liable for land use including tree plantation for entry/exit and Separator island strictly as per the approved layout plan and any violation/ non adherence shall attract penal action/ prosecution in competent court of jurisdiction as per Van (Sanrakshan Evam Samvardhan) Adhiniyam, (1980), Rules and guidelines.

10. The User Agency shall implement green plan at their cost as approved by DFO. They shall maintain geo tagged photographs of planted trees. Six monthly geo tagged photographs of plantations shall be maintained and report shall be submitted to the DFO and also made available at the site of retail outlet for inspection. Any mortality of trees shall be replaced by new plants.
11. The User Agency shall provide alternate fuels preferably LPG to the labourers and staff working at the site so as to prevent any damage and pressure on the nearby forests.
12. The separator island will be provided in front of Fuel Station between acceleration and deceleration lanes and the space shall be used for plantation and its boundary shall be demarcated by a 2 ft. wall.
13. Plantation shall also be done along the inside boundary of the Fuel Station.
14. Greenery will be maintained by the user agency around the periphery of Retail outlet.
15. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per directions of the concerned Divisional Forest Officer.
16. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
17. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of the Govt. of India.
18. 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.
19. The forest land shall not be used for any purpose other than that specified in the project proposal.
20. **The KML file of area proposed for diversion and area proposed for plantation shall be uploaded on the E-Green watch portal with all requisite details before commencement of the works.**
21. Annual 3rd party monitoring and concurrent internal monitoring by State Forest Department shall be done and monitoring reports submitted to this office.
22. The User Agency and the State Government shall ensure compliance of all the Court orders, provisions, rules, regulations and guidelines for the time being in force as applicable to the project.
23. Project Completion Report and Stage-II compliance report shall be submitted within a period of 6 months of completion of project.
24. The violation of any of the conditions stipulated under this approval will be liable for cognizance and appropriate action under MoEFCC rules and Guidelines as applicable, specifically MoEFCC Guidelines dated 15/05/2023, authorizing officers of the rank of Divisional Forest Officer (DFO)/Deputy Conservator of Forests (DCF) and above of the State Government or Union territory Administration concerned, having jurisdiction over the forest land in respect of which any offence under the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 is committed or violation of the provisions of the said Act has been made, to file complaints against such person/authority/organization, prima-facie found guilty of offence under the Act or the violation of the rules made thereunder, in the court having jurisdiction in the matter.
25. Violation of any of these conditions will amount to violation of Van (Sanrakshan Evam Samvardhan) Adhiniyam, (1980), and action would be taken as per the MoEF&CC Guideline F.No. 11-42/2017-FC dt. 29/01/2018.
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.

भवदीया,

(डॉ० प्राची गंगवार)
उप वन महानिरीक्षक (केन्द्रीय)

प्रतिलिपि : (ई-मेल द्वारा)

1. प्रधान मुख्य वन संरक्षक(हॉफ), वन विभाग, 17, राणा प्रताप मार्ग, लखनऊ, उ०प्र०।
2. मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी, वन विभाग, 17, राणा प्रताप मार्ग, लखनऊ।
3. वन संरक्षक, मुरादाबाद वृत्त, मुरादाबाद।
4. प्रभागीय वनाधिकारी, सम्मल वन प्रभाग, सम्मल।
5. वरिष्ठ प्रबन्धक (रिटेल सेल्स) इण्डियन ऑयल कार्पो० लि० (एम०डी०) मुरादाबाद मण्डल, कोल्ड स्टोरेज के सामने दिल्ली रोड, एन०एच०-24, उत्तर प्रदेश।
6. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।

(डॉ० प्राची गंगवार)
उप वन महानिरीक्षक (केन्द्रीय)