



भारत सरकार
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
क्षेत्रीय कार्यालय (मध्य)
Ministry of Environment, Forest & Climate Change
Regional Office (Central Region)



केन्द्रीय भवन, पंचम तल, सेक्टर-एच, अलीगंज, लखनऊ-226024
Kendriya Bhawan, 5th Floor, Sector-H, Aliganj, Lucknow-226024, Telefax 2326696
Email: roc.z.lko-mef@gov.in, m_env@rediffmail.com

पत्र सं० 8बी/राज०/06/18/2018/एफ.सी./1843

दिनांक: 31.08.2020

सेवा में,
शासन सचिव(वन),
सिविल सचिवालय,
राजस्थान शासन,
जयपुर, राजस्थान।

Online Proposal No. FP/RAJ/Road/20893/2016

विषय: Diversion of 4.1 ha. of forest land in favour of PWD PMGSY-WB division Shahhpura (Bhilwara, Rajasthan) for construction of Bijoliyan Khurd to Chhatri Khera via Mangarh road under Rajasthan Road Sector Modernization Project.

सन्दर्भ: शासन सचिव(वन), राजस्थान का पत्रांक-प.1(3)वन/2018, जयपुर, दिनांक-18.08.2020.

महोदय,

कृपया उपरोक्त विषय पर शासन सचिव(वन), राजस्थान के पत्रांक सं०-1(3)वन/2018, जयपुर, दिनांक-26.04.2018 का आशय ग्रहण करने का कष्ट करें जिसके द्वारा राज्य सरकार ने विषयांकित प्रस्ताव पर वन (संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति माँगी थी।

प्रश्नगत प्रकरण में इस कार्यालय के समसंख्यक पत्र दिनांक-11.12.2018 द्वारा प्रस्ताव में सैद्धान्तिक स्वीकृति प्रदान की गयी थी जिसकी उल्लिखित शर्तों की अनुपालना शासन सचिव, राजस्थान के उपरोक्त संदर्भित पत्र द्वारा प्रस्तुत की गयी है। प्रस्तुत अनुपालना पर विचारोपरान्त मुझे आपको यह सूचित करने का निर्देश हुआ है कि केन्द्र सरकार विषयांकित परियोजना हेतु 4.1 हे० संरक्षित वनभूमि के प्रत्यावर्तन एवं 299 वृक्षों के पातन की विधिवत् 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 4.1 ha. equivalent non-forest land (Compartment/Khasra No. 874, Village- Rajpura, Tehsil- Asind, District- Bhilwara) 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 which has been transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4/20 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. The Nodal Officer, Forest (Conservation) Act, 1980 may report compliance within a period of six (6) months from the date of grant of final approval and send 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, to this Office for information and record.
5. User agency shall restrict the felling of trees to minimum numbers in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
6. User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.

7. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
8. The user agency shall provide suitable under / over pass in Protected Area / Forest Area as per recommendations of CWLW / NBWL / FAC / REC.
9. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
10. The User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
11. The layout plan of the proposal shall not be changed without prior approval of Central Government.
12. No labour camp shall be established on the forest land.
13. 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.
14. 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.
15. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
16. 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.
17. The forest land shall not be used for any purpose other than that specified in the project proposal.
18. 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.
- 19- The user agency shall undertake plantation on both side of the road and median (if available) according to IRC guidelines and order passed by NGT in OA no. 27/2015 in the matter of Babulal Jaju v/s State of Rajasthan and others dated 16.11.2015.
20. 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.
21. 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,

(प्राची गंगवार)
उप वन महानिरीक्षक(के०)

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु :-

1. मुख्य वन संरक्षक(वन संरक्षण) एवं नोडल अधिकारी, वन विभाग, अरण्य भवन, झालाना इंस्टिट्यूशनल एरिया, जयपुर, राजस्थान।
2. उप वन संरक्षक, भीलवाड़ा, राजस्थान।
3. अधिशासी अभियन्ता, सा० नि० वि०, पी०एम०जी०एस०वाई०, वर्ल्ड बैंक, खण्ड-शाहपुरा, भीलवाड़ा, राजस्थान।
4. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।

(प्राची गंगवार)
उप वन महानिरीक्षक(के०)