

**Himachal Pradesh
Public Works Department**

No.:PW-LC-CWPIL No.91/2017/ **5735-36**

Dated: **19/08/2025**

To

The Principal Chief Conservator of Forests (HoFF)
Himachal Pradesh Shimla-1

Subject: - **CWPIL No.91/2017-titled as court on its own Motion Vs. State of HP & Ors-Reg.**

Sir,

Please refer to your office letter No.Ft.42-283/2017 (FCA) dated 18.08.2025 on the subject cited above vide which your office has pointed out that clear-cut reasons of withdrawal of road work Khalawan Saroga Bankoti Road Km. 0/0 to 3/910 have not written & the work named as Devodhar to Dev Balakmeshwar Temple belongs to HPPWD instead of RDD.

After taking written clarification from the Executive Engineer HPPWD Division No.II Mandi & Superintending Engineer HPPWD 11 th Circle Rampur Bushahr, the following revised updated information is hereby submitted to your office for taking further necessary action please :-

- 1 Revised Abstract of latest status of all roads constructed in violation of FCA, 1980 as on 31.07.2025.
- 2 Revised Division/Circle/Zone wise latest status of FCA cases in respect of roads constructed in violation of FCA 1980 on proformas I to V alongwith following enclosures in respect of **HPPWD Zone Mandi & HPPWD Zone Shimla** :
 - i) List of withdrawn cases
 - ii) List of repeated cases.
 - iii) List of cases for which FCA not required.
 - iv) List of cases pertaining to other departments.
- 3 Revised departmental comments on factual position from 2017 i.e. reply of Sr. No.3 of the conclusion of proceedings.

The Division wise/Circle wise/Zone wise and road wise information duly signed in respect of HPPWD Zone Hamirpur and HPPWD Zone Kangra as submitted to your office by this office vide letter No. even/1396-97 dated 05.08.2025 will remain same. However the soft copies of the updated information in respect of HPPWD i.e., all Zones is being sent today itself.

Yours faithfully,

Encl : As above


Engineer-in-Chief

HP.PWD, Nigam Vihar, Shimla-2

Copy to the Additional Chief Secretary (Forest) to the Govt. of Himachal Pradesh Shimla-2 for information and necessary action.

/
Engineer-in-Chief

HP.PWD, Nigam Vihar, Shimla-2

REVISED FACTUAL POSITION FROM 2017 ALONGWITH DEPARTMENTAL COMMENTS


The department of HPPWD remained pro active right from the year 2017. The department persuaded the land owners of whose private land was coming in the alignment of roads constructed in violation of FCA,1980 to gift their land in favour of HPPWD/HP Govt. After the people gifted their private land in favour of HPPWD/HP Govt., the department started detailed survey of the roads constructed in violation of FCA 1980 and improved the gradient of the road where ever required. Thereafter, with the assistance of Revenue department the HPPWD collected /obtained revenue papers of the forest land coming in the roads and also obtained required papers from concerned Gram Panchayats. A lot of time has been consumed & is being consumed for obtaining consent/approval from the Village Forest Right Committees. A lot of time was also consumed and is being consumed for seeking required inescapability etc. certificates from the Sub Divisional Level and District Level Committees under FRA,2006. The world wide spread of Covid-19 in the year 2020 & 2021 also adversely affected the FCA related work of HPPWD. It is the result of continuous efforts that the department has achieved the following updated progress in the matter :-

- 1) Arranged Stage-I approval under FCA, 1980 = 87 cases.
- 2) Arranged Stage-II approval under FCA,1980 =135 cases.
- 3) Arranged approval under FRA, 2006 for the roads having forest land less than 1.00 hectare = 51 cases.
- 4) The in pipeline/under process cases for approval under FCA, 1980= 593 cases.

After thorough checking at the site & in the records :-

- (i) Cases found pertaining to other departments =49 Nos.
- (ii) Cases withdrawn =2 Nos.
- (iii) Cases found repeated =21 Nos.
- (iv) Cases for which FCA not required = 65 Nos. (due to the reason that the road either constructed prior to FCA, 1980 or the forest land is not coming in the alignment of road)

The department is also making efforts to start process for seeking approval under FCA, 1980/ FRA, 2006 in respect of 685 unprocessed cases having forest land more than 1.00 hectare and 495 unprocessed cases having forest land less than 1.00 hectare.


Engineer-in-Chief
HPPWD Nigam Vihar
Shimla-2 