

HIMACHAL PRADESH
PUBLIC WORK DEPARTMENT

Dated:- 16/2/2023

No.:- Plw/BSR/EWA/forest case/2023. 19379

To

The Divisional Forest Officer,
Hamirpur Forest Division,
District Hamirpur.

Subject: - **Diversion of forest land 0.0422 hectare of forest land in favour of HPPWD for the Construction of link road Panyali to Nugaron, Km. 0/0 to 2/0 under PMGSY, within the jurisdiction of Hamirpur Forest Division, District Hamirpur, Himachal Pradesh. (Online Proposal Number FP/HP/ROAD/15823/2015).**


Reference: - **Regional Office Letter No. 8B/HP/06/72/2020/FC/934 Dated 13/08/2020**

Sir,

This is with reference to the subject cited above. In this connection it is submitted that we have attended the shortcomings noticed in above proposal. The observations have been corrected as per your requirement. The Point wise reply to the observations is as under:-

| Sr. No. | Deficiencies | Compliance to the Deficiencies |
|---------|---|--|
| 1 | The location of villages proposed to be benefited may be marked over KML file uploaded in online Part-I. | Now benefited villages has been marked in the KML file and also uploaded online in Part 1. |
| 2 | It appears that the alignment proposed beyond the boundary of target village in the KML. Hence, the state govt. may submit their justification in this regard and also make it upto boundary of village in forest land. | Proposed Alignment is upto end point of village boundary for covering entire population. In this alignment from RD 0.00 to 0.066 Km is in forest land (0.0422 Hectare) whereas rest of the alignment from RD 0.066 to 2.00 Km is in Non-Forest Land (1.1616 Hectares). In this regards, KML file has been uploaded online in Parivesh portal with distinct colors showing forest and non-forest land involved in the proposal. |
| 3 | The broken area is 0.0422 ha i.e. (The whole length) but the RoW is not mentioned anywhere in the proposal. Therefore, the State Govt. may mention the RoW in this regard. | In this regards RD wise detail has been mentioned in Joint Inspection report which was already attached with the proposal folder. Photocopy of JI also enclosed with this letter. |
| 4 | State Govt. may submit the Penal NPV calculation after incorporating 12% simple interest from the year 2000 to till the deposit is made. | This observation pertains to your good office. |
| 5 | In view of guideline Para 1.21 (ii) (c) & (d) State govt. may submit the action taken report | This observation pertains to your good office. |

It is, therefore, you are requested that the proposal may please be forwarded to the concerned higher office at the earliest.

 Executive Engineer,
Barsar Division,
HPPWD Barsar (H.P.)
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SUBMISSION OF REPORTS BY THE COMMITTEE CONSTITUTED VIDE JUDGEMENT OF THE HON'BLE HIGH COURT OF H.P. IN C.W.P. NO. 5600 OF 2012 DATED 5/9/2013 REGARDING CONSTRUCTION OF ROAD IN VIOLATION OF FCA 1980.

| | | |
|----|---|--|
| 1 | Name of Circle: | |
| 2 | Name of District: | Hamirpur |
| 3 | Name of Division: | Hamirpur |
| 4 | Name of Tehsil: | Hamirpur |
| 5 | Name of Range: | Nadaun |
| 6 | Name of road including kilometres from -to -: | Barsar |
| 7 | Total length of the road for which forest land has already been broken/ constructed passing through the forest and private area: | C/O Panyali Nugran road, Km. 0/0 to 2/0. |
| 8 | Length of the road and extent (in hectare) passing through forest: | 0/0 to 0/066=0.066 Kms. (Violation in forest land) 0/066 to 2/0= 1.934 Kms. (Private land) |
| 9 | Dates of starting and completing the work: | Length of the road in forest land= 0.066 Kms. Area of the road in forest land=0.0422 Hectare. |
| 10 | Name of the organisation which constructed the road: | Date of starting:- June, 2000 Date of completion:- Work incomplete. HP PWD Division Barsar District Hamirpur (H.P.) |
| 11 | Details of damages caused to bio-diversity including number of trees felled other than braking the earth (which is already covered under point 5 above) | No damage to bio-diversity including felling of trees has been caused. |
| 12 | Details of the soil coservation / engineering works necessary on the upper and lower sides of the road for its strengthening and avoiding land slides: | (1) The stretch of the road in which the road has been constructed in violation of the FCA is levelled one, where the possibility of land slides etc. does not exist. However, the HP PWD proposes to carry out the plantation work in the rainy season as a part of its annual plantation drive. (2) Soil coservation, Nallah channalisation, water channels. <i>by forest department.</i> |
| 13 | Estimated expenditure for carrying out these engineering works: | (1) Rs. 0.50 Lacs. (2) Rs. 1.50 Lacs. Total:- 2.00 Lacs. |



AH
 Executive Engineer
 B.E.R. Division H.P.P.W.D.
 Barsar

Recommendations of the committee (should include length in kilometres, extent of forest land additionally required for completing the work, expenditure to be incurred on engineering/vegetative works necessary for stabilizing the soil/boulders on upper and lower sides of the road etc.):

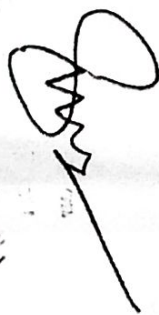
The committee recommend a 40 meter width of on all road length 300 m. included in budget of Dec 1980. The road area covered is 1.0422 Ha. The work implementation for agency / regular work is in progress.

Signature of Committee

Chairman 
Divisional Forest Officer,
Hamirpur Forest Division,
Hamirpur (H.P.)

Member 
Representative of Deputy Commissioner,
(S.D.M.) 

Member Secretary 
Executive Engineer of the area


Date: 21/02/14

21/02/14

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Executive Engineer
E.S.R. Division H.P.P.W.D,
Barsar