

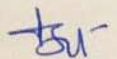
No:UD-H(F)-(1)-1/2015(SWM clusters)- 13747-802
Directorate of Urban Development,
Himachal Pradesh.
Dated: Shimla-2, the 9th July, 2018.

OFFICE ORDER

Subject: - Authority letter for obtaining forest clearance for setting up of Solid Waste processing/disposal facility at the identified land site.

As per the procedure of obtaining clearances under Forest Rights Act and Forest Conservation Act, the Urban Local Bodies need to obtain an authority letter to apply for land transfer for establishing solid waste processing/disposal facility at identified land sites.

In view of above, you are hereby authorized to apply for the land transfer case from forest department as user agency on behalf of undersigned. The land transferred shall be utilized for the purpose of setting up of solid waste processing/disposal facility only and not ~~shall~~ be used for any other purpose.

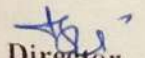

(Dr. D.K. Gupta)
Director,
Urban Development,
HP, Shimla

To,
Commissioner, Municipal Corporation,
Shimla and Dharamshala

Executive Officers/Secretaries,
All Urban Local Bodies of the State

Copy to following for information please:-

1. Addl. Chief Secretary(UD) to the Govt. of H.P., Shimla-02.
2. Principal Chief Conservator of Forest, Forest Department, H.P., Shimla-02


Director,
Urban Development,
HP, Shimla

Title of the project: Installation and construction of Municipal Solid Waste Management Plant at Theog.

File No. (1) FP/HP/ others / 11318/2015
 Date of Proposal- 01-11-2022
 (See Rule 6)

Appendix

FORM-'A'
 FORM FOR SEEKING PRIOR APPROVAL UNDER SECTION-2 OF THE PROPOSALS BY THE STATE GOVERNMENT
 & OTHER AUTHORITIES

PART-I

(To be filled up by user agency)

1.	Project Details																					
i)	Short narrative of the proposal and project/scheme for which the forest land is required.	Land is required to the construction / Installation of Municipal Solid Waste Management Plant at Theog																				
ii)	Map showing the required forest land boundary of adjoining forest on a 1:50000 scale map	Attached at page no.																				
iii)	Cost of Project	285.935 lakh																				
iv)	Justification for locating the project in forest area	No suitable Non Forest Land is available. The proposed site/area is located at Mehfuja Mehdudha Jungle D-52 Rohru, which falls near Theog Town where maximum solid waste is being generated. Thus, will be economical in cost & also will help in improving Environment by less consumption of fuel for transportation of Waste. Hence locating the project in the forest area is fully justified.																				
v)	Cost benefit analysis(to be enclosed)	N.A																				
vi)	Employment likely to be generated.	More than 40 persons will get employment at M.S.W Processing Plant																				
2	Purpose-wise breakup of the total land required	<table border="0"> <tr> <td>Compost processing area</td> <td>-400 Sqm.</td> </tr> <tr> <td>Compost plant</td> <td>-50 Sqm.</td> </tr> <tr> <td>Reception</td> <td>-40 Sqm.</td> </tr> <tr> <td>Collection</td> <td>-80 Sqm.</td> </tr> <tr> <td>Hazard waste</td> <td>-25 Sqm.</td> </tr> <tr> <td>Staff Office/ Utility</td> <td>-25 Sqm.</td> </tr> <tr> <td>Waste management</td> <td>-90 Sqm.</td> </tr> <tr> <td>Pre - segregation</td> <td>-64 Sqm.</td> </tr> <tr> <td>Area for the other purpose like Enviort, storage 7 loading for shifting</td> <td>-186 Sqm.</td> </tr> <tr> <td>Total :-</td> <td>960 Sqm.</td> </tr> </table>	Compost processing area	-400 Sqm.	Compost plant	-50 Sqm.	Reception	-40 Sqm.	Collection	-80 Sqm.	Hazard waste	-25 Sqm.	Staff Office/ Utility	-25 Sqm.	Waste management	-90 Sqm.	Pre - segregation	-64 Sqm.	Area for the other purpose like Enviort, storage 7 loading for shifting	-186 Sqm.	Total :-	960 Sqm.
Compost processing area	-400 Sqm.																					
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Reception	-40 Sqm.																					
Collection	-80 Sqm.																					
Hazard waste	-25 Sqm.																					
Staff Office/ Utility	-25 Sqm.																					
Waste management	-90 Sqm.																					
Pre - segregation	-64 Sqm.																					
Area for the other purpose like Enviort, storage 7 loading for shifting	-186 Sqm.																					
Total :-	960 Sqm.																					
3	Detail of displacement of people due to the project, if any	N.A																				
i)	Number of families																					
ii)	Number of scheduled castes/schedules tribe Families.																					
iii)	Rehabilitation plan(to be enclosed)	N.A																				
4	Whether clearance under Environment (Protection) Act, 1986 required?	Yes																				

	Undertaking to bear the cost of raising and maintenance of compensatory afforestation /or penal compensatory afforestation as well as cost for protection and regeneration of safety zone etc. as per the scheme prepared by the state Govt.(under taking to be enclosed)	Attached at Page No-20
6	Details of certificates/documents enclosed as required under the instructions.	<ol style="list-style-type: none"> 1. Checklist no. 6 attached at page No. 16 2. Checklist no.7 attached at page no.17 3. Revenue documents at page no.31-32 4. Joint Inspection Report. Page no.28.

Date: THE09

Place: 01-08-2022

42/01/2022
 Executive Officer
 Municipal Council
 THEOG
 Municipal Council Theog

Full Title of the project: - **Installation and construction of Municipal Solid Waste Management Plant at Theog**
 File. No. FP/HP/Other/11218/2015
 Date of Proposal- 22-11-2012

PART-II

(To be filled by the concerned Deputy Conservator of Forests)

State serial of proposal _____

7

Location of the project/scheme

(i)	State /Union Territory.	Himachal.
(ii)	District.	Shimla.
(iii)	Forest Division.	Theog.
(iv)	Area of land proposed for diversion in Hectare.	00-09-60
(v)	Legal Status of Forest.	Demarcated Protected Forest
	Name of forests	D-52 Rohru
(vi)	Density of vegetation.	0
(vii)	Species-wise (Scientific names) and diameter class-wise enumeration of trees (to be enclosed). In case of irrigation /Hydel Projects enumeration at FRL, FRL-2 meter & FRL-4 meter also to be enclosed.	NA
(viii)	Brief note on vulnerability of the forest area to erosion.	Non-vulnerable to soil erosion.
(ix)	Approximate the distance of proposed site for diversion from the boundary of forest.	The proposed project desired forest land hence the distance from forest is nil.
(x)	Whether forms part of National Park, Wild life Sanctuary, Biosphere reserve, Tiger Reserve, Elephant Corridor, etc.(if so, the details of the area and comments of the Chief Wildlife Warden to be annexed.	No.
(xi)	Whether any rare/endangered/unique species of flora and fauna found in the are found in the area if so, details thereof.	No.
(xii)	Whether any protected archaeological/in heritage site/defense establishment or nay other important monument is located in the area, If so, the details thereof with NOC from the competent authority.	No.
8.	Whether the requirement of forest land as proposed by the User Agency in Col. 2 of Pat-I is unavoidable and barest minimum for the project. If so, recommended area items- wise with details of alternative examined.	Yes.
9.	Whether any work in violation of the Act has been carried out (Yes/No). If yes, details of the same including period of work done, action taken against he erring officials. Whether work done in violation	No

	is still in Progress.	
10.	Details of compensatory afforestation scheme:- (a) Details of non-forest area/degraded forest area identified for compensatory afforestation its distance from adjoining forest, number of patches, size of each patch.	Attached at page No.
	(b) Map showing non forest/degraded forest area identified for compensatory afforestation and adjoining forest boundaries.	Attached at Page No.
	(c) Details of compensatory afforestation scheme including species to be planted, implementing agency, time schedule, cost structure etc.	Attached at Page No.
	(d) Total financial outlay for compensatory afforestation scheme.	Attached at Page No.
	(e) Certificates from competent authority regarding suitability of area identified for compensatory afforestation and from management point of view. (To be signed by the concerned italics Deputy Conservator of Forests).	Attached at Page No.
11.	Site inspection report of the DCF (to be enclosed) especially highlighting facts asked in col. (xi, xii) 8 and 9 above.	Attached at Page No.
12.	Division/ Distt. profile.	
	(i) Geographical area of the Division.	66393 Hectare.
	(ii) Forest area of the Division.	33681.55 Hectare.
	(iii) Total forest area diverted since 1980 with number of cases.	No. of cases =70 Area diverted =134.0511
	(iv) Total compensatory afforestation stipulated in the District /Division since 1980.	
	(a) Forest land including penal compensatory.	197.56 Ha.
	(b) Non Forest Land.	-Nil-
	(v) Progress of compensatory afforestation as on (date) 31 March, 2021.	
	(a) Forest land.	197.56 Ha.
	(b) Non Forest Land.	-Nil-
13.	Specific recommendation of DCF for acceptance or otherwise of the proposal Proposal recommended for approval and acceptance please.	

Place: Theog

Date : 17/11/2023


Divisional Forest Officer
Theog Forest Division, Theog

D-38 Kalbari	-	20.2	-	20.2	-DO-	PB.III
D-39 Jhalru	C I	21.9	-	21.9	-DO-	PB.IV
D-39 Jhalru	C II	14.9	-	14.9	C.III	PB.III
D-40 Narnoli	-	198.2	20.2	178.0	-DO-	PB.III
D-41 Dharoli	-	46.8	13.4	33.4	-DO-	PB.III
D-42 Kufle	-	194.2	32.4	161.8	DEO-KAIL	PB.II
D-43 Nareli	-	31.6	3.6	28.0	Bio-Sphere	-
D-44 Kachh-Kalind	-	73.6	21.4	52.2	-DO-	-
D-45 Kathog	-	6.4	-	6.4	DEO-KAIL	PB.II
D-46 Karnita Chalan	-	18.6	2.0	16.6	-DO-	PB.III
D-47 Lauu	-	81.4	13.4	68.0	Bio-Sphere	-
D-48 Shabhog	-	44.8	1.6	43.2	DEO-KAIL	PB.II
D-49 Pap	-	44.6	-	44.6	-DO-	PB.III
D-50 Narguni	-	44.2	-	44.2	Bio-Sphere	-
D-51 Bhalech	C I	24.2	-	24.2	DEO-KAIL	PB.IV
D-51 Bhalech	C II	56.6	0.4	56.2	DEO-KAIL	PB.I
D-52 Rohru	C I	54.2	37.2	17.0	Bio-Sphere	-
D-52 Rohru	C II	56.6	-	56.6	DEO-KAIL	PB.I
D-52 Rohru	C III	20.2	-	20.2	Bio-Sphere	-
D-53 Bharyana	C I	24.0	-	24.0	-DO-	-
D-53 Bharyana	C II	25.0	-	25.0	DEO-KAIL	PB.I
D-54 Tungla	-	28.0	-	28.0	DEO-KAIL	PB.IV
D-55 Kit Jugo	-	16.2	-	16.2	DEO-KAIL	PB.II
D-56 Tatal	-	45.0	-	45.0	-DO-	PB.I
D-57 Silu	-	63.6	50.2	13.4	DEO-KAIL	PB.IV
D-58 Audh	-	44.0	17.4	26.6	-DO-	PB.I
D-59 Gol Tibhi	-	45.0	-	45.0	-DO-	PB.IV
D-60 Naur	-	44.6	0.4	44.2	-DO-	PB.II
D-61 Sarog	-	14.6	1.2	13.4	-DO-	PB.IV
D-103 Sukhajal Jatal	-	119.4	-	119.4	DEO-KAIL	PB.IV

Attested

K. J.

Divisional Forest Officer

Division Thana

Full Title of the Project:-Construction of Municipal Solid Waste Management Plant at Theog (0.096 ha.) in favour of Executive officer MC Theog, Tehsil & Distt.Shimla. (Online Proposal No:-FP/HP/Others/11318/2015)

Part-III

(To be filled by the concerned Conservator of Forest)

14. Whether site, where the forest land involved is located has been inspected by concerned Conservator of Forest? If yes the date of inspection and observation made in form of inspection note to be enclosed.	No
15. Whether the concerned Conservator of Forest agrees with the information given in Part-B and the recommendation of the Divisional Forest Officer	Yes, I agree with the recommendation of the concerned DFO.
16. Specific recommendation of the concerned Conservator of Forest for acceptance or otherwise of the proposal with detailed reasons.	Recommended for approval under FCA 1980.

Date:- 03.02.2023

Place: - Shimla-02

Signature

Name: -

Official Seal

Chief Conservator of Forests
Shimla Forest Circle, Shimla

✓
03/02/2023
K. Thirumal IFS

Full Title of the project: - : Installation and construction of Municipal Solid Waste Management Plant at Theog.

File. No. FP/HP/other/11318/2015

Date of Proposal- 01-11-2022

CHECK LIST No. 4
Detail note on the Project

Theog is prominent part of Distt. Shimla of Himachal Pradesh. The Municipal Council Theog having lum sum 10,000 population including floating population and generating 1.2 tones Municipal Council waste per day. Municipal Council Theog is surrounded by some small Panchayats like Deori Ghat , Basa Theog, Chikkhar village and Jais are also under consideration to include in proposed M.S.W. Management of their generated solid waste in their house holders.

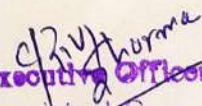
Presently total collected, transported and managed Municipal Solid waste of Theog is about 1.2 tons per day. Municipal Council Theog is totally dependent upon Municipal Corporation Shimla for disposal of dry municipal solid waste. Therefore we need our own waste processing plant.

Now Municipal Council Theog have planned to construct and set up an Integrated Municipal Solid Waste Management Project/Plant of small capacity i.e. 10 tons per day at site Khasra no.268/1 Mauja M.M. Jangle D-52-Rohru Forest Of Shalli Beat, Theog Forest Range of Theog Forest Division to implement of Forest Environment Act in accordance of Municipal Solid Waste Rules ,2000 of Govt. of India under guidance of H.P. Pollution Control Board for which 960 sq.mtr. area is required. By constructing and setting up of new IMSWMF we can reduce the associated environmental and public health problems of Theog and surroundings.

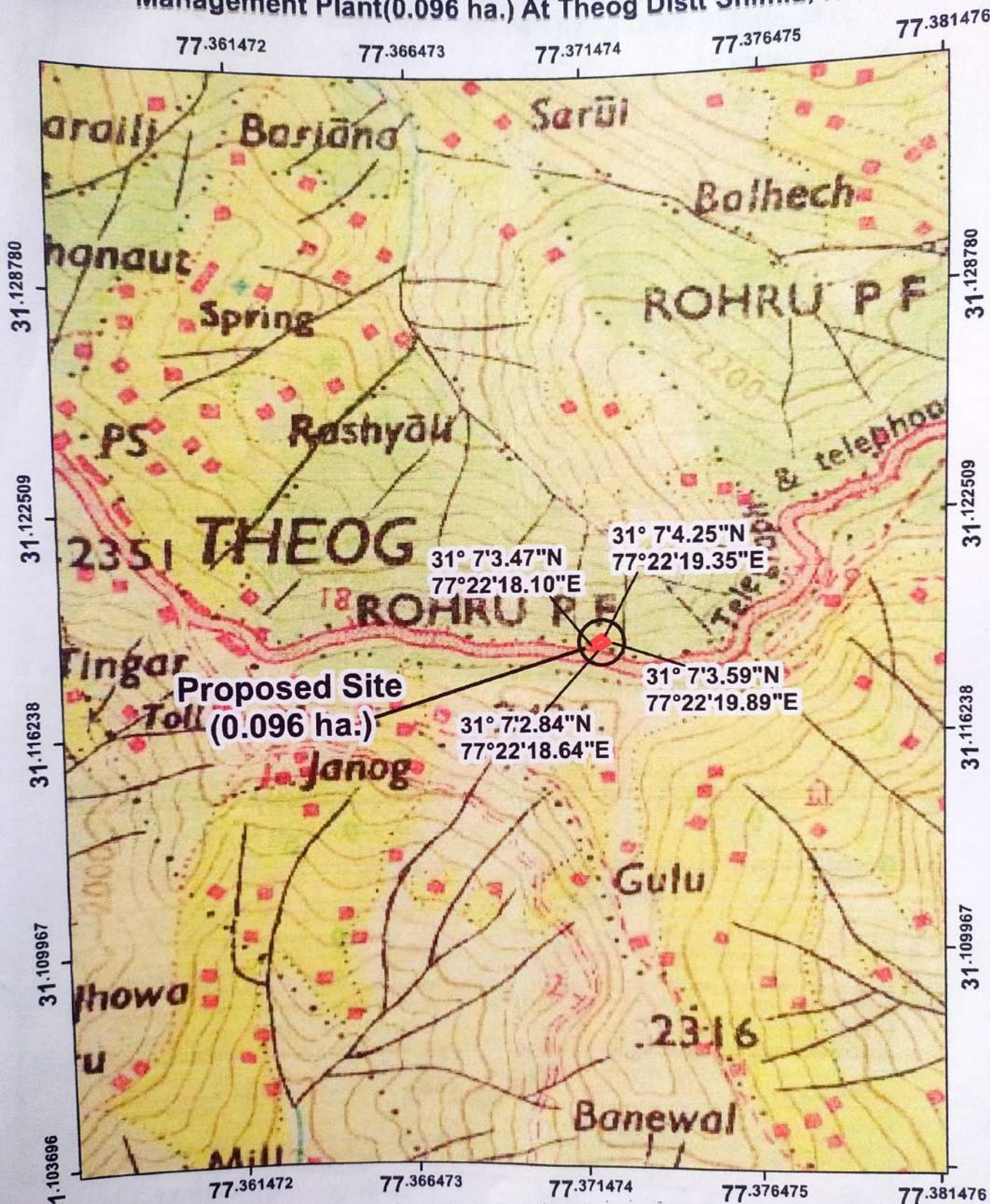
Through this processing plant we will be able to generate the employment of more than 9 persons at M.S.W. Processing Plant. Estimate cost of the project is 285.935 Lacs.

The compost produced from proposed IMSWMF will be organic material that can be used as a soil amendment or to grow plants. The compost will increase the nutrient content in soil and promote higher yields of agriculture.

Date: 01/08/22
Place: Theog


Executive Officer
Municipal Council
Executive Officer
Municipal Council Theog

Topo Sheet
Proposed Site Installation And C/o Solid Waste
Management Plant(0.096 ha.) At Theog Distt Shimla, H.P.



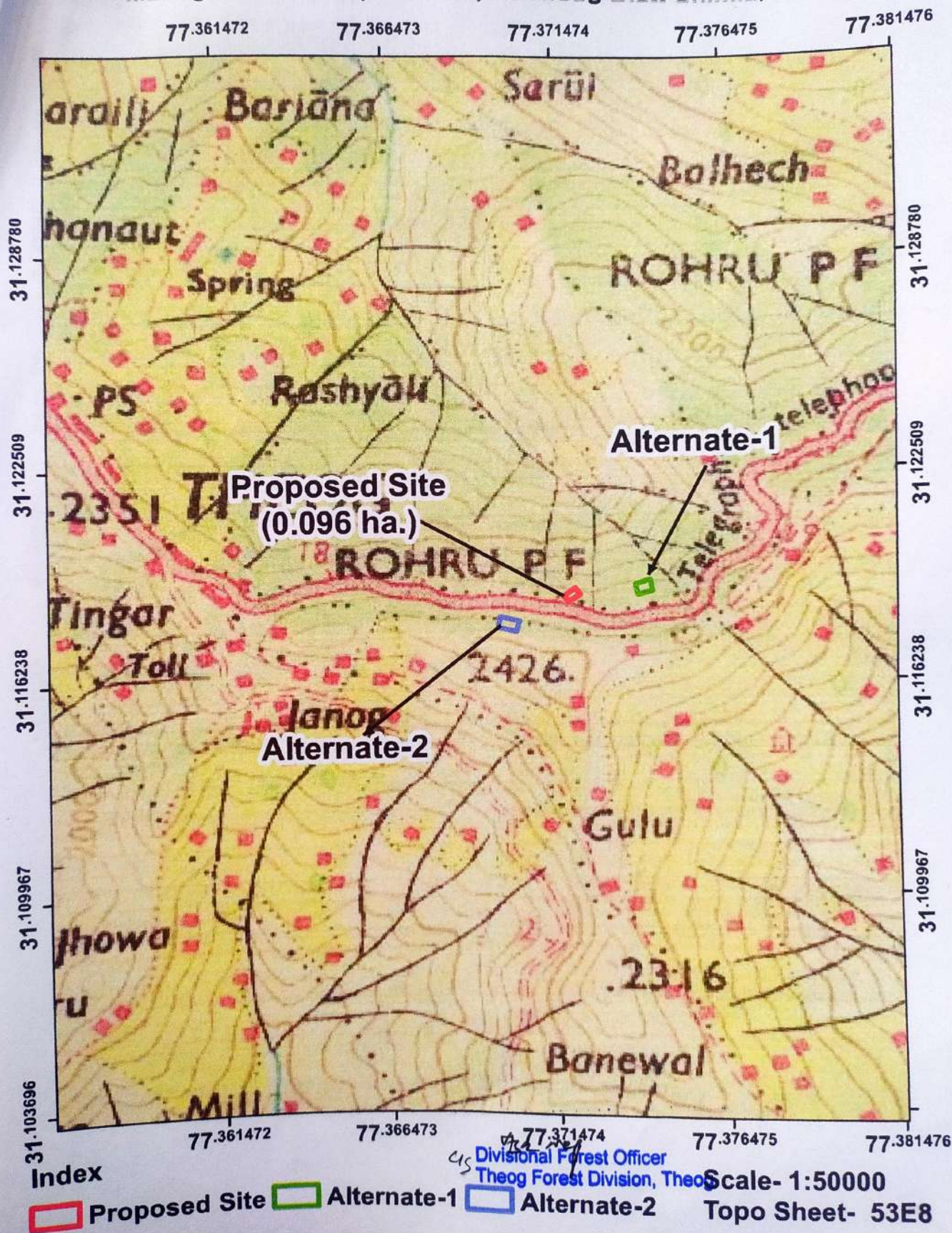
Index

Proposed Site

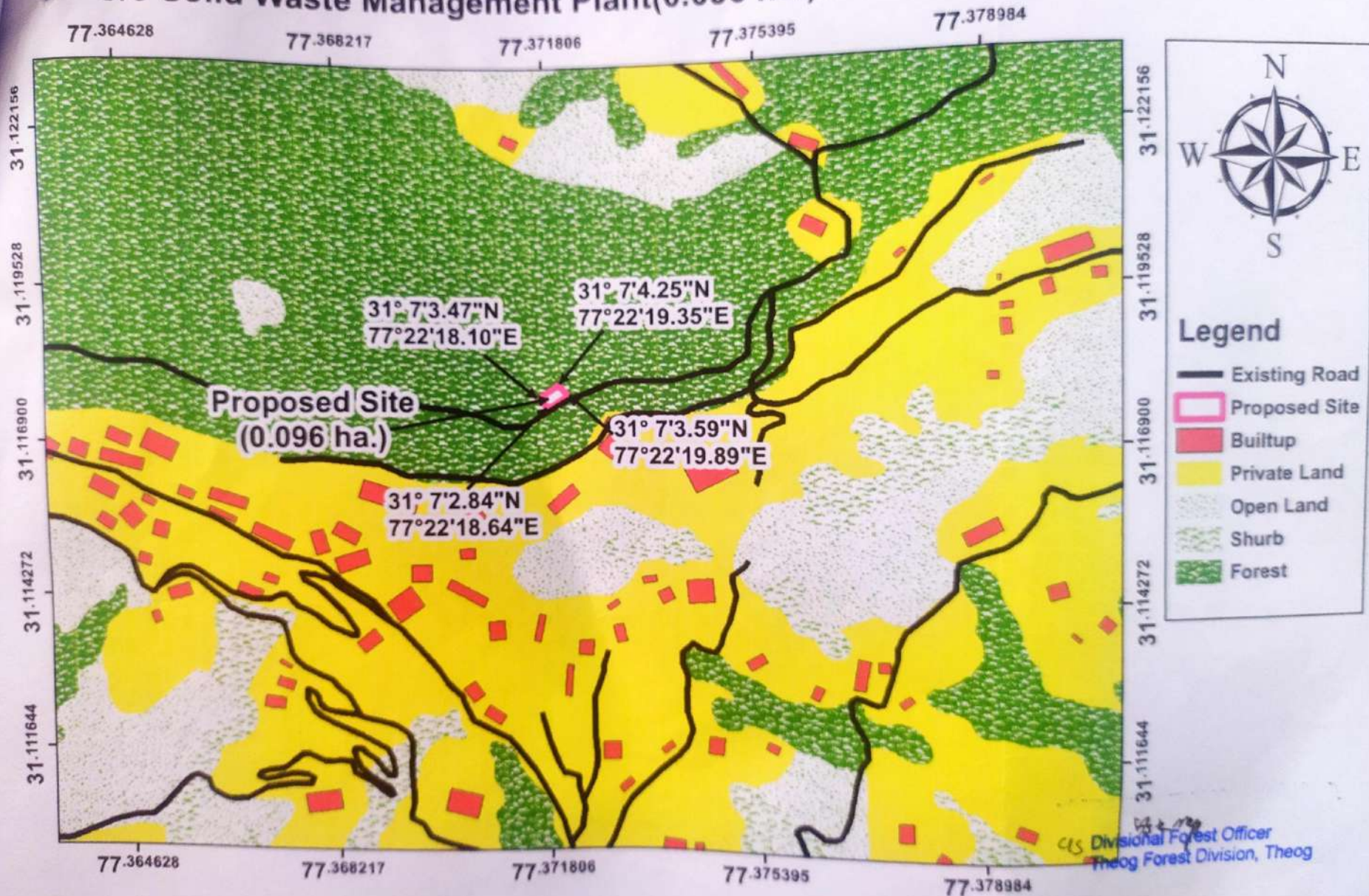
VB 4 my
 C/S **Divisional Forest Officer**
Theog Forest Division, Theog

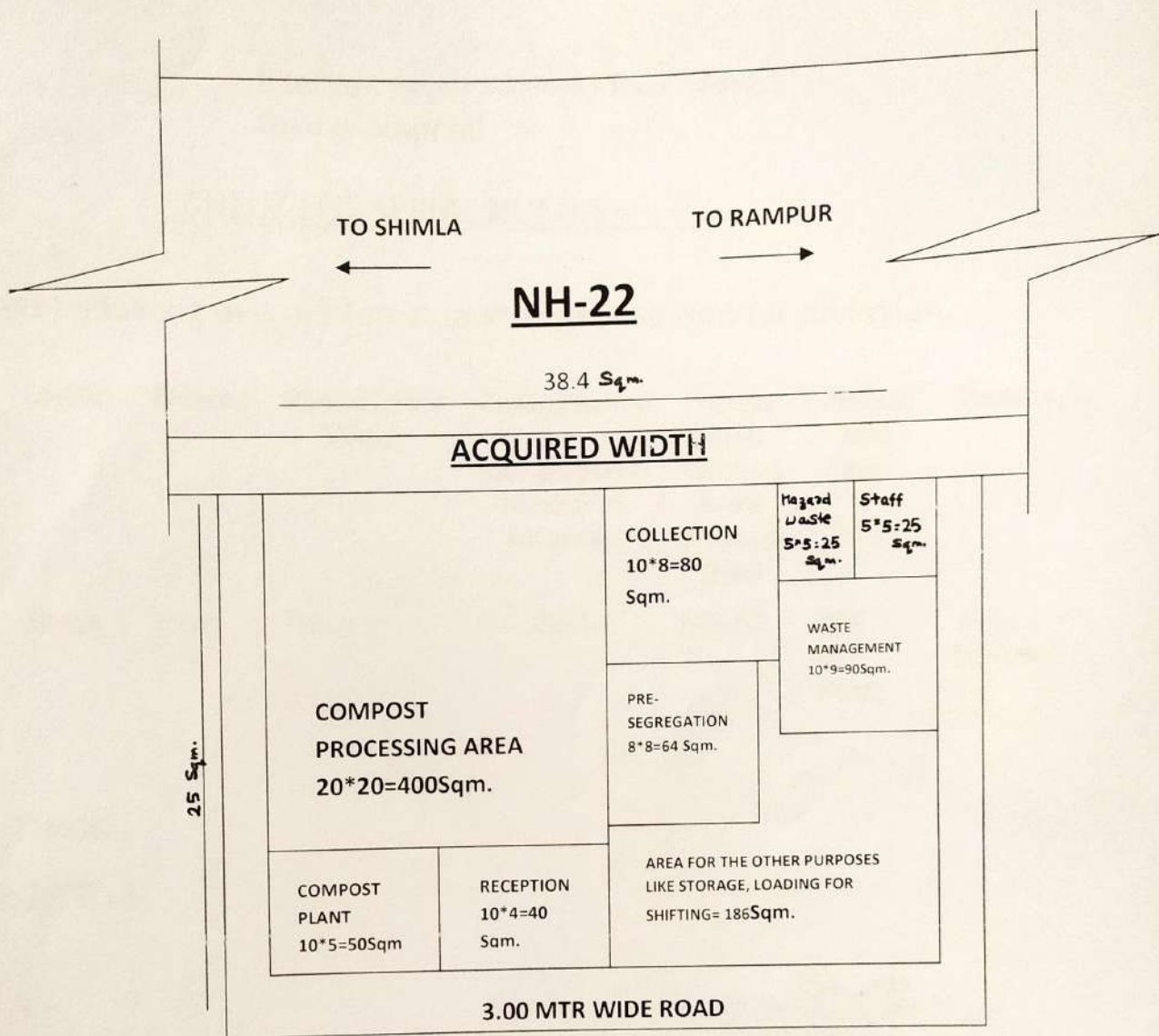
Scale- 1:50000
Topo Sheet- 53E8

Alternate Topo Sheet
Proposed Site Installation And C/o Solid Waste
Management Plant(0.096 ha.) At Theog Distt Shimla, H.P.



Digital Landuse Map For Proposed Site Installation And C/o Solid Waste Management Plant(0.096 ha.) At Theog Distt Shimla, H.P.





SITE PLAN FOR THE MSW PROJECT
AT KHASRA NO.268/1 AT MAUJA M.M. JANGLE
D-52 ROHRU THEOG (SHIMLA) AREA 960Sqm.

Dr. H. K. Sharma
Executive Officer
Municipal Council
THEOG

Chs ref
ck **Divisional Forest Officer**
Theog Forest Division, Theog

Full Title of the Project: Installation and construction of Municipal Solid Waste Management Plant at Theog.

File No. *FP/HP/OTHERS/11318/2015*

Date of proposal. *01-11-2015*

CHECK LIST SERIAL NUMBER: - 07

Statement showing over all forest land area proposed for diversion.

Sl. No.	District	Division	Range/Tehsil/ Village	Khasra/Survey or Compartment Number or km.stone.	Forest Area involved in the proposal (Hac)	Present land use.	Remarks.
1	Shimla	Theog	Theog	268/1	0-09-60	DPF 52 Rohru	For c/o MSWMP

Place: - THEOG

Dated: *01/08/22*

7/4 12/1
Divisional Forest Officer
Theog Forest Division, Theog
(Office Seal)

Full Title of the Project: Installation and construction of Municipal Solid Waste Management Plant at Theog.

File No. FPJ HP/ Other / 11318 / 2015

Date of proposal. 01-11-2015

CHECK LIST SERIAL NUMBER: - 08

Statement showing over all Non- forest land area proposed for diversion.

Sl. No.	District	Division	Range/Tehsil/ Village	Khasra/Survey or Compartment Number or km.stone.	Forest Area involved in the proposal (Hac)	Present land use.	Remarks.
1	2	3	4	5	6	7	8
1	Shimla	Theog	Theog	Nil	Nil	Nil	Nil

Place : THEOG

Dated : 01/08/2022

C. B. Sharma
Signature of User Agency
Municipal Council
THEOG
Office seal

Forwarded by:-

B. K. Singh
Divisional Forest Officer,
Forest Division, Theog
CK (Office Seal)
Theog Forest Division, Theog

Regd.

No.SML-SR-57/2020-279
Office of the Deputy Commissioner,
Shimla, District Shimla, H.P.

Dated, Shimla-1 the 20th April 2020.

To

The Executive Officer,
Municipal Council,
Theog, District Shimla.

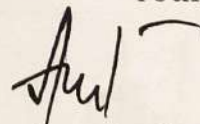
Subject: Regarding issuance of Non-Availability of Non Forest Land) Certificate for construction of Solid Waste Management Plant, Theog.

Sir,

Refer to your office letter No. 9(1) Part iind/MC/2019-1405 dated 24-02-2020 on the subject cited above.

In this context, the Non-Availability of Non Forest Land Certificate for the construction of Solid Waste Management Plant is enclosed herewith for information and further necessary action.

Yours faithfully,



Deputy Commissioner,
Shimla

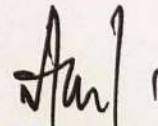
No.SML-SR-57/2020- **279**
Office of the Deputy Commissioner,
Shimla, District Shimla, H.P.

Dated, Shimla-1 the **20th** **April** ~~March~~, 2020.

NON AVAILABILITY OF NON FOREST LAND CERTIFICATE

Certified that no suitable alternative Non Forest land is available for the construction of Solid Waste Management Plant, Theog, Tehsil Theog, District Shimla, Himachal Pradesh. The diversion of forest land area measuring **00-09-60 Hectares** situated in Mohal Jangal Rohru, Tehsil Theog, District Shimla, Himachal Pradesh is essential which can not be avoided. The detail of forest land is as under:-

Sr. No.	Name of Tehsil	Name of Mauja/ Mohal	Khasra No.	Area in Hectare	Classification of Land
1	Theog	Jangal Rohru	268/1	00-09-60	Jangal Mahfusa Mahduda
			Kita-1	00-09-60	


Deputy Commissioner,
Shimla (H.P.)-171001
Shimla

Full Title of the project - Installation and construction of Municipal Solid Waste Management Plant at Theog.

File. No. FP/HP/0theg/11318/2015

Date of Proposal- 01-11-2022

CHECK LIST No.10

Justification for location of project in forest area

The installation and construction of proposed Municipal Solid Waste Management Plant is very important to implement the Environment Protection Act as per Municipal Solid Rule, 2000, 4R Rule (4R i.e. Reduce, Reuse, Recycle and Recover) Govt. of India. No non-forest land is available for the construction of above mentioned plant.

The proposed site is situated in adjoining the site of old existing plant i.e. Govt Forest DPF-52-Rohru adjacent to National Highway-22 and have sufficient area of 960 sq.mtr. The Proposed site is barren land. So no clearance of vegetation, no demolition of any structure is required for the proposed plant. The site lies nearer to Theog town where maximum waste will be generated. Thus will be economical in cost and also help in improving environment by less consumption of fuel for transportation of waste.

As such the location of the project in the Forest land is justified.

Place- THEOG
Date- 01/08/2022

[Signature]
Executive Officer
Municipal Council
THEOG
Executive Officer
Municipal Council Theog

Counter signed by:

[Signature]
Divisional Forest Officer,
Theog Forest Division, Theog
Office seal
Divisional Forest Officer
Theog Forest Division, Theog
C/S

Full Title of the project - Installation and construction of Municipal Solid Waste Management Plant at Theog.

File. No. - FP/HPI Otherw/ 11318/2015

Date of Proposal- 01-11-2022

CHECK LIST SERIAL NUMBER :- 11

CERTIFICATE FOR MINIMUM USE OF FOREST LAND

This is certifying that the forest area involved in the proposal is unavoidable and barest minimum i.e. 0-09-60 Hac. which is proposed for diversion of forest land for Installation and construction of Municipal Solid Waste Management Plant at Theog?

Place:- THEOG
Date :- 01/08/2022

Q. B. Sharma
Executive Officer,
Municipal Council, Theog
THEOG

Countersigned By :-

B. K. M.
Divisional Forest Officer
(Theog Forest Division, H.P.)
Office seal
Divisional Forest Officer
Theog Forest Division, Theog

Full Title of the project – Installation and construction of Municipal Solid Waste Management Plant at Theog.

File. No. **FP/HP/Other/11318/2015**

Date of Proposal- **01-11-2022**

CHECK LIST SERIAL NUMBER-12

UNDETAKING FOR PAYMENT OF COST OF COMPENSATORY AFFORESTATION

I/We Executive Officer Municipal Council Theog, hereby undertake to pay the entire amount of compensatory afforestation for 0-09-60 Hac. in lieu of the forest area diverted for the Installation and construction of Municipal Solid Waste Management Plant at Theog as per the prevailing wage rates at the time of undertaking the plantation activities.

Place:- **THEOG**
Date:- **01/08/2022**

Ch. V. Sharma
Executive Officer,
Municipal Council Theog
THEOG

Countersigned By:-

Dr. N. K. Singh
Divisional Forest Officer
(Theog Forest Division, H.P.)
Official Seal
Divisional Forest Officer
Theog Forest Division, Theog

Full Title of the project – Installation and construction of Municipal Solid Waste Management Plant at Theog.

File. No. **FP/HP/other/11318/2015**

Date of Proposal- **01-11-2022**

CHECK LIST No-13

UNDERTAKING FOR PAYMENT OF NET PRESENT VALUE OF FOREST AREA

It is to certify that I/ we Executive Officer Municipal Council Theog have applied for diversion of 0-09-60 Hac. of forest area for the Installation and construction of Municipal Solid Waste Management Plant at Theog.

I/We, hereby, undertake to pay the net present value (NPV) of above Forest Land.

Place:- **THEOG**
Date: - **01/08/2022**

Executive Officer
Municipal Council
Theog
Municipal Council Theog

Countersigned By :-

Divisional Forest Officer
Theog Forest Division, Theog

ANNEXURE-I

अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006

वन अधिकार समिति

ग्राम सभा

प्रतिलिपि प्रस्ताव

चिरवड (जंगल रोहरी (बरेली))

प्रस्ताव संख्या 4

दिनांक 02/05/22

वन अधिकार समिति ग्राम सभा जंगल रोहरी (बरेली) की बैठक आज दिनांक 02/05/2022 को

11.00am बजे, स्थान बरेली में श्री/श्रीमति प्रेम सिंह

की अध्यक्षता में की गई जिसमें गांव रोहरी (बरेली) गांव के अनुसूचित जनजाति और अन्य परम्परागत

वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006 के अन्तर्गत D52 (रोहरी) जंगल / वन

क्षेत्र में (जिसमें जंगल रोहरी विभाग द्वारा डेपुटी वन्य प्रखण्ड के निर्माण के लिए

हैक्टेयर वन भूमि के उपयोग की मंजूरी प्रस्तावित है) वन अधिकारों के लिए दावे हेतु प्राप्त हुए गांव वासियों के वन

अधिकारों के आवेदनों पर चर्चा के उपरान्त वन अधिकार समिति सभा द्वारा निम्न लिखित पात्रों का दावा नियमानुसार सही

पाया गया :-

क्र० सं० पात्र गांव वासी का नाम जंगल का नाम वन अधिकार का ब्यौरा

1.	प्रेम सिंह	D52 (रोहरी)	चरई
2.	अनु		
3.	काशी राम		
4.	किशोर		
5.			

तदनुसार यह वन अधिकार समिति इस दावे / इन दावों को पारित करने हेतु ग्राम सभा से इसकी सिफारिश करती है।
उपरोक्त में से निम्न लिखित पात्रों का दावा नियमानुसार सही नहीं पाया गया :-

क्र० सं० पात्र गांव वासी का नाम

1. -
2. -
तदनुसार ग्राम सभा इस दावे / इन दावों को निरस्त करने की सिफारिश करती है।
या

D52 (रोहरी) जंगल / वन क्षेत्र में कोई भी वन अधिकार का दावा प्राप्त नहीं हुआ।

सचिव

वन अधिकार समिति

गांव बरेली, डियोग जिला शिमला

जंगल रोहरी

अधिकृत हस्ताक्षरकर्ता

ग्राम सभा अधिकार समिति

गांव बरेली, डियोग जिला शिमला

- ❖ ग्रामवासी / ग्राम वासीयों के नाम जिन्होंने इस वन क्षेत्र / जंगल में वन अधिकार के दावे के लिए आवेदन किया है।
- ❖ प्रोजेक्ट / कार्य का नाम जिसके लिए वन (संरक्षण) अधिनियम, 1980 के अन्तर्गत वन भूमि के उपयोग की अनुमति दी जानी है

No. SML-SR- (FRA)/2022- 1572
Office of the Deputy Commissioner,
Shimla, District Shimla, H.P.

Dated, Shimla-1 the, 29th December, 2022.

To

The Executive Officer,
Municipal Council Theog,
Distt. Shimla.

Subject:- Regarding FRA Certificate construction of Solid Waste Management Plant, Theog.

Sir,

On the subject cited above, FRA Certificate construction of Solid Waste Management Plant, Theog is enclosed herewith for information and further necessary action.

Yours faithfully,

Addl. District Magistrate (L&O),
Shimla 29

FORM-II

(For projects other than linear projects)
Government of H.P.
Office of the District Collector

No. SML-SR-(57)/2022- **1572**

Dated: **29-12-2022**

TO WHOM SO EVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forest (MoEF), Government of India's letter No. 11-9/98-FC(pt) dated 3rd August, 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (FRA for short) on the forest land proposed to be diverted for non-forest purposes, it is certified that **00-09-60 Hectares** of forest land proposed to be diverted in favour of Municipal Council Theog, District Shimla, for the construction of Solid Waste Management Plant, Theog (proposed for diversion of forest land) in Shimla District falls within jurisdiction of Mohal Jungle Rohru, Tehsil Theog & District Shimla Himachal Pradesh.

It is further certified that:-

- (a) The complete process for identification and settlement of rights under the FRA has been carried out for the entire **00-09-60 Hectares**, of forest area proposed for diversion..
- (b) The proposal for such diversion (with full details of the project and its implication. In vernacular/Local language) have been placed before each concerned Gram Sabha of forest-dwellers, who are eligible under FRA.
- (c) Each of concerned Gram Sabha (s) has certified that all formalities/process under FRA have been carried out and they have given their consent to the proposed diversion and the compensation and ameliorative measures, if any, having understood the purpose and details of proposed diversion.
- (d) The discussion and decision on such proposals had taken place only when there was a quorum of minimum 50% of the members of Gram Sabha present.
- (e) The diversion of forest land for facilities managed by the Government as required under section 3(2) of FRA have been completed and the Gram Sabhas have given their consent to it.
- (f) The rights of Primitive Tribal Groups and Pre Agriculture Communities, where applicable have been specifically safeguarded as per section 3(1) (e) of FRA.

(Aditya Negi)
District Collector,
Shimla

ANNEXURE-II

अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006

ग्राम सभा (चिरवंड)

प्रतिलिपि प्रस्ताव

प्रस्ताव संख्या 7.

दिनांक 03/05/2022

ग्राम सभा चिरवंड की बैठक आज दिनांक 03/05/2022 को 11.00 am बजे, स्थान चिरवंड

वन अधिकार समिति (चिरवंड)

श्रीमति सुनील शर्मा की अध्यक्षता में की गई जिसमें

गांव के अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006 के अन्तर्गत 052 जंगल रोडर जंगल / वन क्षेत्र में (जिसमें उपर्युक्त वन

विभाग द्वारा देस व रेत कुडा प्रत्यक्ष निर्माण के लिए हैक्टयर वन भूमि के उपयोग की मंजूरी प्रस्तावित है) वन अधिकारों के लिए दावे हेतु इस ग्राम सभा की वन अधिकार समिति की सिफारिश के उपरान्त प्राप्त हुए गांव वासियों के आवेदनों पर चर्चा की गई। वन अधिकारों के प्रस्तावों के साथ प्रस्तुत दस्तावेजों के अध्ययन तथा उस पर विस्तृत चर्चा के उपरान्त इस ग्राम सभा द्वारा निम्नलिखित पात्रों का दावा नियमानुसार सही पाया गया :-

क्र० सं०	पात्र ग्राम वासी का नाम	जंगल का नाम	वन अधिकार का ब्यौरा
1.	श्रीम रसिंह	052 (रोडर)	चरई
2.	श्रीम राम		
3.	किशोर		

तदनुसार यह ग्राम सभा इस दावे / इन दावों को पारित करते हुए इसे उप खण्ड स्तर की समिति को प्रेषित करती है। उपरोक्त में से निम्न लिखित पात्रों का दावा नयमानुसार सही नहीं पाया गया :-

क्र० सं०	पात्र ग्राम वासी का नाम
1.	
2.	
3.	

तदनुसार ग्राम सभा इस दावे / इन दावों को निरस्त करती है।
या

इस ग्राम सभा की वन अधिकार समिति से प्राप्त सूचना के अनुसार 052 (रोडर) जंगल / वन क्षेत्र में कोई भी वन अधिकार का दावा प्राप्त नहीं हुआ।

स्थान चिरवंड

अधीकृत हस्ताक्षरकर्ता

दिनांक 03/05/2022

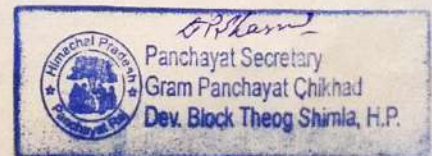
ग्राम सभा



- ❖ ग्रामवासी / ग्राम वासीयों के नाम जिन्होंने इस वन क्षेत्र / जंगल में वन अधिकार के दावे के आवेदन किया है।
- ❖ प्रोजेक्ट / कार्य का नाम जिसके लिए वन (संरक्षण) अधिनियम, 1980 के अन्तर्गत वन भूमि उपयोग की अनुमति दी जानी है

सचिव
वन अधिकार समिति
गांव चरेली, ठियोग जिला शिमला

प्रधान
वन अधिकार समिति
गांव चरेली, ठियोग जिला शिमला



Annexure-V

अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006

ग्राम सभा चिरवड
विकास खण्ड ठियोग जिला शिमला हि0प्र0

प्रतिलिपि प्रस्ताव

प्रस्ताव संख्या 7

दिनांक 03/05/2022

गणपूर्ति 75 / 140

विषय : नगर परिषद ठियोग विभाग / संस्था को ठोस व तरल कुड़ा प्रवन्धन
के निर्माण हेतु 052 (जंगल रोड्स) जंगल /
वन क्षेत्र में प्रस्तावित हैक्टयर वन भूमि के उपयोग की मंजूरी के लिए सहमति प्रदान करने हेतु।

ग्राम सभा चिरवड (जंगल रोड्स बरेली) की बैठक आज दिनांक 03/05/2022 को 11.00 am
स्थान चिरवड में की गई, जिसमें नगर परिषद ठियोग विभाग / संस्था को
ठोस व तरल कुड़ा प्रवन्धन के निर्माण हेतु चिरवड
जंगल / वन भूमि के उपयोग की मंजूरी के लिए सहमति प्रदान करने पर चर्चा की गई।

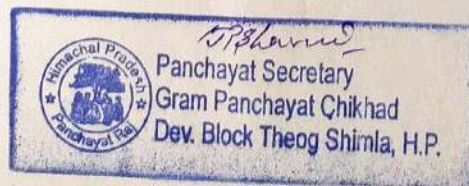
सभी ग्रामवासियों ने संबंधित वन भूमि के प्रस्तावित कार्य हेतु उपयोग के उद्देश्यों को पूरी तरह समझने के बाद सर्व सम्मति से यह निर्णय लिया कि यह ग्राम सभा उपरोक्त प्रस्ताव के लिए वन भूमि दिए जाने पर सहमत है।

ग्राम सभा की इस बैठक में अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006 के अन्तर्गत वन अधिकारों के दावों के निपटारे पर भी चर्चा की गई तथा सर्व सम्मति से यह पारित किया गया कि उपरोक्त अधिनियम के अन्तर्गत वन अधिकारों के दावों के निपटारे सम्बन्धित सारी प्रक्रिया पूरी की जा रही है तथा प्रस्तावित हैक्टयर वन भूमि को ठोस व तरल कुड़ा प्रवन्धन निर्माण हेतु उपयोग के लिए ग्राम सभा चिरवड (जंगल रोड्स बरेली) सहमति दी जाती है।

स्थान चिरवड
दिनांक 03/05/2022

अधीकृत हस्ताक्षरकर्ता

ग्राम सभा



कार्यालय ग्राम पंचायत चिखड़

विकास खण्ड व तह0 ठियोग, जिला शिमला-हि0प्र0।

क्रमांक.....

दिनांक 04-05-2022

विषय:- अनापति प्रमापत्र देने बारे।

आज दिनांक 04-05-2022 ग्राम पंचायत चिखड़ के वार्ड न० 3 भोट बरेलटी में एक आम बैठक हुई इस बैठक में इस वार्ड के 140 जन संख्या में से लगभग 75 लोगों ने भाग लिया इस बैठक में निर्णय लिया गया कि सम्बन्धित वार्ड में ग्राम पंचायत चिखड़ के अन्तर्गत जंगल रोहरू में नगरपरिषद ठियोग ठोस व तरल कुड़ा प्रवन्धन का पलांट लगाना चाहती है जिसके विषय में गांव भोट बरेलटी ग्राम पंचायत चिखड़ से सिफारिश की गई थी।

इस उपरोक्त विषय के उपर सम्बन्धित वार्ड के सदस्य ने निर्णय लिया कि यह पलांट लगाना जरूरी है परन्तु इस पलांट के लगने से ग्राम पंचायत चिखड़ के जल स्रोत दूषित न हो इसका खास ध्यान रखा जाए इसके उपरान्त इस विषय पर सभी ग्रामवासीयों ने निर्णय लिया कि नगर परिषद ठियोग को यह पलांट लगाने की अनुमति सम्बन्धित विभाग प्रदान करे इसमें ग्रामवासीयों को कोई अनापति नहीं है।



Full Title of the project: - **Installation and construction of Municipal Solid Waste Management Plant at Theog**

File. No. EP/HP/Others/11318/2015
Date of Proposal- 22-11-2022

CHECK LIST SERIAL NUMBER:-15
SITE INSPECTION REPORT NOT BELOW THE RANK OF DCF/ DFO
(For the Forestland to be diverted under FCA)

A proposal has been received by this office from Executive Officer, Municipal Council Theog for diversion (under FCA-1980) of 00-09-60 hac. of forest land for non-forestry purpose. The subject envisages the use of forestland for **Installation and construction of Municipal Solid Waste Management Plant at Theog** in Tehsil Theog Distt. Shimla. The site inspection of the land involved in the proposal has been done by me on dated 17/01/2023.

1. On inspection of the site, it was found that the land required by the user agency is a Forest area measuring 00-09-60 Hec.
2. The requirement of forestland as proposed by the user agency in Col. 2 of part -1 is unavoidable and is barest minimum required for the project. YES
3. Whether any rare/endangered/unique species of flora and fauna found in the area. If so, the details thereof. NO
4. Whether any protected/archaeological / heritage site / defense establishment or any other important monument is located in the area. If so, the details thereof with NOC from competent authority. NO
5. ☒ (a) The user agency has not violated the provisions of forest (Conservation) Act, 1980 and no work has been started without proper sanction.

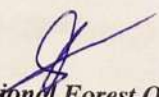
☒ (b) It has been found that the user agency has violated the provisions of the Forest (Conservation) Act, 1980 Indian Forest Act, 1927/any other Forest Act. A detailed report as per Para 1.9 of Chapter 1, Part C of Handbook of Forest (Conversation) Act, 1980 is attached. And the violation is admitted in CWP 5600 of 2012 dated 05.09.2013.

Specific recommendation for acceptance or otherwise of the proposal:-

Proposal for diversion of forestland measuring 00-09-60 ha. for construction of above Project may be accepted and approved please.

Place: - Theog

Date: - 17/01/2023.


Divisional Forest Officer,
Theog Forest Division, Theog
Office Seal
Divisional Forest Officer
Theog Forest Division, Theog

Full Title of the project: - **Installation and construction of Municipal Solid Waste Management Plant at Theog**
File. No. HP/Otherd/11318/2025
Date of Proposal- 22-11-2022

DETAIL REPORT OF SITE INSPECTION REPORT BY DFO THEOG

Proposed site of this Solid Waste Management Plant was inspected by me on dated 17.01.2023 along with Executive Officer, Municipal Council and concerned staff of Forest department.

As per record the proposal was first received for diversion of the proposed land in 2015 but the user agency had dumped the biodegradable waste on the site prior to the approval of GoI, and violates the provision of FCA, 1980. For this unlawful act the use agency was penalize by the forest department as well as by the National Green Tribunal during 2017-18. The copies of DRs and penalties have been collected from the Range Forest Officer and the Executive Officer of Municipal Council Theog and are enclosed. After that the proposal prepared for diversion of that land could not processed for approval due to some reasons. But now, it pursuant to the orders of National Green Tribune the user agency has applied for the diversion of said land again and the joint inspection of the site at D-52 Rohru was conducted again on dated 26.07.2022.

During the site inspection it has also noticed that the area is adjacent to the NH-22 and is fenced by the iron angle and iron sheets across the acquired width of NH. According to the user agency, this fencing was done by the Municipal Corporation to keep the foul smell and flow of waste away from the road and vehicles moving on the road. However, at present no smell or fresh garbage was found on the spot and user agency has also sorted NOCs from NH department as well as from the concerned Gram Panchayat Pradhan in this regard.


Nevertheless, at present no garbage dumping has been noticed on the proposed site but a shed is found constructed on the spot, hence the user agency has violated the provision of FCA, 1980. Moreover, user agency has apprised that after the orders of the Court, no garbage dumping or tampering has been done at that place, nor will it be done till the approval from the Ministry of Environment and Forests, Government of India.

Now this area is applied for diversion of 0.096 ha. forest land ha for Installation and construction of Municipal Solid Waste Management Plant at Theog. User agency does include the area covered by the dumpers and the shed constructed by them.

Therefore, it is recommended that the proposal for Diversion of 00-09-60 ha of Forest land is justifiable technically to make the proposed waste management plant.

Place: - Theog

Date: - 17/01/2023


Divisional Forest Officer,
Theog Forest Division, Theog
Office seal
Divisional Forest Officer
Theog Forest Division, Theog



BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Original Application No. 189/2017
(M.A. No. 723/2018)

And

Execution Application No. 42/2018

In

O.A. No. 189/2017

IN THE MATTERS OF:

Rakesh Keshyap

Vs.

State of Himachal Pradesh & Ors.

CORAM : HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER

Present: Applicant: Mr. Adab Singh Kapoor & Ms. Juhi Chawla Advs.
Respondent: Mr. Manish Kumar, Adv. for state of Himachal Pradesh
Ms. Sakshi Popli, Adv for Mr. Mr. Divya Prakash Pande, Adv.
Ms. Saumya Priyadarshini, Adv. for NHAI
Mr. Ajay Marwah, AOR and Mr. Mool Singh, Adv. for Municipal Corporation

Date and Remarks	Orders of the Tribunal
Item Nos. 13 & 14 August 27, 2018 A	<p>1. This application has been filed with the following prayers:-</p> <p>i) To direct the respondent to remove the dumping activities such as created dumping site and to put garbage over the forest land as well as to demolish the shed which is illegally constructed by the respondent over the forest land alongside National Highway No. 5 Jungal Rohru, Theog, Shimla.</p> <p>ii) To direct the respondent to plant and maintain ornament trees and natural water resources so that there may not be any scope of dumping of soil by some unknown people and putting of garbage over the forest land in future."</p> <p>2. According to the applicant, the Municipal Corporation, Theog, District Shimla has illegally permitted dumping of garbage on the forest land which is adjoining the National Highway No. 5 (NH - 5), connecting Shimla to</p>

Item Nos.
13 & 14

August 27,
2018

A

Rampur, at RD (Road Distance) No. 178/810, Jungal Rohru, Tehsil, Theog, Shimla, near HP PWD Circuit house. The applicant called upon respondent no. 5 Municipal Council Theog to refrain from doing so vide letter dated 03.11.2016 but to no effect. A news item was also published in the last week of January, 2017 to this effect. Dumping of garbage on forest land adversely impacts the forest and the environment and is illegal.

3. On 19.06.2017, this Tribunal directed that no waste will be dumped at the site in question.

4. On 30.11.2017, it was observed that the Municipal Council should ensure that the waste is segregated and deposited in a proper way by covering with mud and spraying disinfectants from time to time. Thereafter, on 09.05.2018, this Tribunal directed that order dated 19.06.2017 will continue.

5. It is undisputed that the forest land cannot be used as dumping site for garbage.

6. Learned Council for the applicant relies on judgement dated 24.10.2016 in Original Application No. 186 of 2013, of this Tribunal where the Tribunal took coercive action against the Municipal Council concerned after finding that the Municipal Council was acting in violation of the orders of this Tribunal. He states that coercive action be taken in the present case also.

6. Only plea taken in the present case by the Municipal Council is that it has applied for the dumping site being excluded from the forest area. Making of such an application cannot be an excuse to ...

Item Nos.
13 & 14

August 27,
2018

A

as dumping site. It is not disputed that even today the area continues to be forest area. It is, thus, clear that even on admitted facts the action of the Municipal Council Theog is not only illegally but also in violation of orders of this Tribunal.

7. Accordingly, we restrain Municipal Council from dumping garbage at the site and direct it to shift it to any other appropriate site as per Solid Waste Management Rules, 2016. We also note that under Section 2(ii) of the Forest (Conservation) Act, 1980 provides that no forest land can be used for non-forest purpose except with the prior approval of the Central Government. Admittedly, no such prior approval of the Central Government has been taken for converting the forest land into the garbage dumping site.

8. In view of the clear violation of mandate of law as well as orders of this Tribunal, we direct Municipal Corporation to pay compensation of Rs. 5 Lakhs. The applicant will be entitled to a sum of Rs. 25,000/- towards cost out of the remaining, 75 % of the amount be deposited with State Pollution Control Board and 25% with the CPCB. It is made clear that Secretary of Urban Development, State of Himachal Pradesh will be responsible for enforcement of this order.

9. Learned counsel for the State of Himachal Pradesh states that the order being passed today will be strictly enforced. The site may be shifted within one month from today. If it is not done, it will be open for the Applicant to move this Tribunal and the Tribunal may consider

stopping of the salary of the Secretary of Urban Development for non-compliance of the orders of this Tribunal.

Item Nos.
13 & 14

August 27,
2018

A

Accordingly the application stand disposed of.

....., CP
(Adarsh Kumar Goel)

....., JM
(Dr. Jawad Rahim)

....., JM
(S.P. Wangdi)

....., EM
(Dr. Nagin Nanda)

27/08.2018



NATIONAL GREEN TRIBUNAL, NEW DELHI

Form G. 13]

CONTINGENT BILL

[Rules 178 and]

Municipal Committee/
CorporationDetailed bill of Contingent
Charges of the Month of 20

Head of Charge

No. of Voucher.....

314

Serial number of Sub-Vouchers	Description of charges and number & date of authority for all charges requiring special sanction	AMOUNT Rs. P.
	<p>Payment of Compensation / Cont- Awarded on per Hon'ble NAT order dt 27/8/18</p> <p>1) Sr. Rafter Manager Prindes of Children</p> <p>2) Sr. Environmental Engineer HD State Pollution Control Board. Lucknow</p> <p>3) Member Secy. Control Pollution Control Board Delhi</p> <p>A 118) Mr. Satish Kumar TGS / L CCB Joshi</p>	<p>2078</p> <p>25000/-</p> <p>356200/-</p> <p>118700/-</p> <p>5000/-</p>
	In words	Tik

Also Certified that the expenditure charged in this bill could not with due regard to the interests of the Municipal Committee/Corporation, be avoided. I have satisfied myself that the charges supported by sub-vouchers entered in this bill have been really paid with the exceptions noted below, which exceed the balance of the permanent advance, and will be paid on receipt of the money drawn on the advance.

Recd.
1147

No. Paid voucher for 9 /18/MC/2018-
Office of the Municipal Council, Theog,
Distt., Shimla Himachal Pradesh.

Dated Theog the *20* September 2018

The Member Secretary,
Central Pollution control board Parivesh Bhawan East Arjun Nagar Delhi-110032
Regarding implementation of orders of Honble NGT dt 27th August, 2018 passed in the
O.A.No. 189/2017 (M.A. No. 723/2018 and Execution application NO. 42/2018

Subject:-

Sir,

Please find enclosed herewith bank draft No. *200464*
dated *20/9/18* amounting to Rs. 118750/-(Rupees One lac eighteen thousand seven hundred fifty
only issued in favour of yourself on account of payment of compensation amount awarded by the Hon. ble NGT
vide their order dt. 27th August, 2018 (Copy enclosed for ready reference please)

Kindly acknowledge receipt for office record please.

Yours faithfully,

[Signature]
Executive Officer
Municipal Council, Theog

Pin - 171201
Tel - 01783238203

Enclosure: As above

CONTINGENT BILL

[Rules 178 and 183.]

Municipal Committee/
Corporation

Detailed bill of Contingent
Charges of the Month of 20

No. of Charge	Description of charges and number & date of authority for all charges requiring special sanction	No. of Voucher
No. of Charge	Description of charges and number & date of authority for all charges requiring special sanction	AMOUNT Rs. P.
2 (1)	Payment of Commission / Cont Awarded as per Hon'ble NAT order dt 27/8/18.	214 20 48 317 438 25000
1)	Sr. Rafter Kanyas President of Children	Cont. 25000/-
2)	Sr. Environmental Engineer. HD State Pollution Control Board. Lucknow.	356200/-
3)	Member Secy. Central Pollution Control Board. Delhi	118700/-
	In words	Tik 50000

Also Certified that the expenditure charged in this bill could not with due regard to the interests of the Municipal Committee/Corporation, be avoided. I have satisfied myself that the charges supported by sub-vouchers entered in this bill have been really paid with the exceptions noted below, which exceed the balance of the permanent advance, and will be paid on receipt of the money drawn on this bill.

Dated Name

Office

Pay Rupees
Examined

Accountant

.....

N2 68 1806390 49799 for Rishu
 N 2 68/806 390 49799
 1/49 for 356257

No. Paid voucher for 9/18/MC/2018
 Office of the Municipal Council, Theog.
 Dist. Shimla Himachal Pradesh.
 Dated Theog the 24th Sep. 2018

The Branch Manager,
 HDFC Theog

Subject:-

Transfer of funds / amount / fees / Hon. charges on account of payment of Misc bills etc. from Account NO. 50100067775469 through RTGS to the concerned accounts mentioned below.

Sir,

Vr 317 379
 28/8/18

Exits as shown in the bill

Please transfer a sum of Rs 381250/- Rupees Three Lacs only as per the detail given hereunder only from account NO. 50100067775469 through inter bank transfer RTGS to the below mentioned Saving/current bank account NO. and IFS code of the concerned maintained in your bank as well as concerned bank on account of payment of bill/purpose/renumeration amount etc. shown against each as under :-

Sr. NO	Name of beneficiary	of	Bill No. & date / purpose for which payment made	Amount	Name of bank	IFSC code	Account No.
1	Sh Rakesh Kashap	HP	Cost of case as per orders of Tribunal dt. 27th August, 2018	25000	CANADA Bank	CNPB0005064	5064 101000792
2	State Pollution control board	Shimla-9	Compensation awarded by the Honble tribunal NGT vide order dt. 27th August, 2018	356250	SBI	SBIN 0016639	65202379337

TTL: 381250

Yours faithfully

92 (Rupees three lac Eighty one thousand and hundred fifty) 115-52

LG- Executive Director Municipal Council Theog

Endst. No. As above Dated Theog Copy forwarded to the concerned for favour of information :-

the 24th Sep, 2018

1. Member Secretary H.P. State Pollution control board Shimla in compliance to order dated 27th August, 2018 passed by the Honble NGT Nerw Delhi for favour of information and acknowledge the receipt/ convey confirmation about the payment received being transferred through RTGS on account of compensation awarded in the O.A. No 1879/2017 in the matter of Rakesh Kashyap Vs State of HP and Others.

2. Central Pollution Board in compliance to order dated 27th August, 2018 passed by the Honble NGT Nerw Delhi for favour of information and acknowledge the receipt/ convey confirmation about the payment received being transferred through RTGS on account of compensation awarded in the O.A. No 1879/2017 in the matter of Rakesh Kashyap Vs State of HP and Others.



3. Shri Rakesh Kashyap President GP Chikharh PO Chikharh in compliance to order dated 27th August, 2018 passed by the Honble NGT New Delhi for favour of information and acknowledge the receipt/ convey confirmation about the payment received being transferred through RTGS on account of cost awarded by the Honble tribunal in the matter in question.

LG

Executive Officer

Executive Officer Municipal Council, Theog
Municipal Council, Theog

Title of the Project: - **Installation and construction of Municipal Solid Waste Management Plant at Theog**

File No. EP/HP/Others/11318/2015

Date of Proposal 22-11-2022

NPV BILL

Class and NPV in Rs.			
Eco Class	Rate per hec.	Forest area to be diverted	Amount
VI	1069470	00-09-60	1,02,669/-

Place: - Theog

Date: - 17/01/2023


Divisional Forest Officer,
Theog Forest Division, Theog
Office seal
Theog Forest Division, Theog

DETAIL OF PENAL NPV

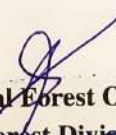
Violated Forest Area in Ha.	At the Rate per Ha.	One Time Amount (Col. 1*2)	Five Time total Amount (Col No. 3)	Time of violation in years	Interest @ 12% year	Total 12% interest 17 years	Total Amount (Col. No.4+7)	20% Amount in case of public utility project (Col. No.8)	Net amount to be deposited
1	2	3	4	5	6	7	8	9	10
0.096	1069470	102669	513345	7	61601	308005	821350	164270	164270


 Divisional Forest Officer
 Theog Forest Division, Theog
 Theog Forest Division, Theog

Title of the Project: -Installation and construction of Solid Waste Management Plant at Theog
File No. FP/HP/Others/11318/2015
Date of Proposal 22-11-2022

BILL FOR SOIL AND MOISTURE CONSERVATION

Sr. No.	Area proposed for soil and moisture conservation works	DPF-52 Rohru, Shalli Beat Beat, Theog Block, Theog Range, Theog Forest Division
1	Proposed year for soil and moisture conservation works	2023-24
2	Estimated Project Cost in lac	285.935
3	0.5 % of Total Project Cost	1.429675
4	Amount for Soil and moisture conservation Plan (as per Guideline issued by the Ministry vide letter dated 07.06.2022)	142968


Divisional Forest Officer
Theog Forest Division, Theog
Divisional Forest Officer
Theog Forest Division, Theog

Title of the project: - **Installation and construction of Municipal Solid Waste Management Plant at Theog**

File. No. EP/HP/Other/11318/2015

Date of Proposal- 22-11-2022

CHECK LIST SERIAL NUMBER 17

LOCATION MAP

Location Map of non-Forest/Degraded Forest Area identified for Compensatory Afforestation in lieu of diversion of 00-09-60 hec of Forestland for Installation and construction of Municipal Solid Waste Management Plant at

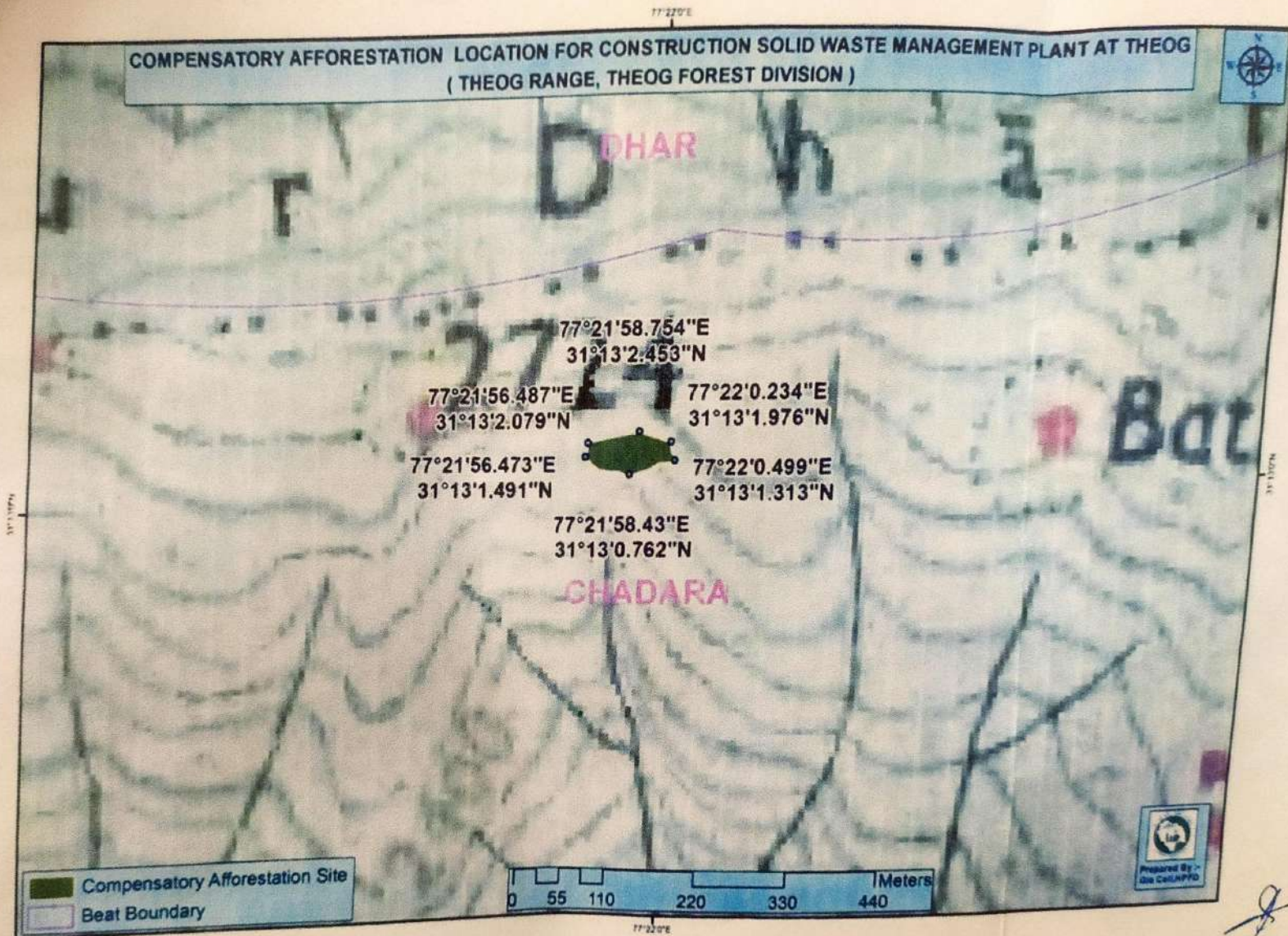
Village	Kuinal
Tehsil	Theog
District	Shimla, H.P.
Forest Division	Theog Forest Division
Forest Range	Theog
Block No./Compartment No./Survey No	U-86 Sholvi, Chadara Beat, Matiana Block, Theog Range , Theog Division Survey-53 E/8NE
Area to be afforested	0.3 ha

Map attached of the area to be taken for Compensatory Afforestation.

Dated: 17/01/2023

Place: Theog


Divisional Forest Officer,
Theog Forest Division, Theog.
Office Seal



Sheetal Sharma
DFO Theog

Full Title of the project: - Installation and construction of Municipal Solid Waste Management

Plant at Theog

File. No. EP/HP/other / 11318 / 2015

Date of Proposal- 22-11-2022

CHECK LIST SERIAL NUMBER 18
"SCHEME FOR COMPENSATORY AFFORESTATION"

Detailed scheme for 0.3 hectare area for Compensatory Afforestation to be carried out in lieu of diversion of 00-09-60 forest land for Installation and construction of Municipal Solid Waste Management Plant at Theog.

1. Detail of degraded forest land/ Non- Forest land

Village	Kuinal
Tehsil	Theog
District	Shimla, H.P.
Forest Division	Theog Forest Division
Forest Range	Theog
Block No./Compartment No./Survey No	U-86 Sholvi, Chadara Beat, Matiana Block, Theog Range , Theog Division Survey-53 E/8NE
Area to be afforested	0.3 ha

2. Description of the Area


i)	Whether the site selected for Compensatory Afforestation is a land bank or not	No, the area selected is a degraded patch of forest land
ii)	If the CA site is other than the land bank, reasons be given	CA has been proposed in degraded forest land.
iii)	In case of non-forest area identified for CA, then what is the distance of CA site from the adjoining forest boundary	NA
IV)	Soil type	Clayey loam.
v)	Topography a) Hilly / Undulating /Plain b) Slope: Steep/Medium/Gentle	a)Undulating b) Medium
vi)	Whether the area is bearing any root stock of vegetation.	No

3. Plantation Model

Copy of the approved Compensatory Afforestation Scheme/Model showing component wise physical and financial break up is enclosed.

Sr. No.	Particulars of work	Unit	Quantity	Rate per unit at the wage rate of 350	Rate
Survey, Demarkation & Fencing					
1	Survey, Demarkation of plantation area i/c marking of sections	Hec	0.3	236	70.8
2	Cutting and preparation of wooden fence posts 1.85 mtr long and 8 to 10 cm dia including debraking and fashionin the top 1.5 cm in conical shape	No.	80	30	2400
3	Charring and coaltaring of ends of fence posts upto 45 cms at bottom and 15 cms at conical end	No.	80	7	560
4	Cost of carriage of wooden Poles upto 1 ks uphill/downhill	No.	80	16	1280
5	Preparation/Digging of holes of 20-30 cmdia and 45 cm deep for fixing of wooden fence posts	No.	80	21	1680
6	Fixing of wooden fence posts in i/c strutting	No.	80	17	1360
7	Carriage of B/wire from store to to nearest road head near plnatation site in motor transport (average carriage 10 kms)	Qntl	0.27	700	189
8	Carriage of B/wire manually over a distance of 1 kms uphill/downhill from road side to plantation site	Per Km per Qntl	0.27	172	46.44
9	Streaching and fixing of b/wire in four strands	Rmt	216	11	2376
10	Interlacing of thorny bushes along the fence	Rmt	187	10	1870
11	Cost of B/wire	Qntl	0.27	7500	2025
12	Cost of U-staple	Qntl	0.01	7400	74
Or Say					13931.24
B. Planting					13931
1	Clearing the site of weeds/Bush cutting in strips of 1 to 2 mtr wide	Hec	0.3	2783.13	834.939

	Moisture retention interventions/Trenching/Water harvesting/Watering during stress period	No.	3	15	45
7					
8	Repair of fencing	Rmt	22	4.2	92.4
Total					693.4
Or say					693
Cost escalation @ 100%					693
Total 9th year Maintenance					1386
10th year maintenance 2% beating up of failure					
1	Re-digging of pits 90 x 90 x 90 cms	No.	2	87.3	174.6
2	Filling of pits 90 x 90 x 90 cm	No.	2	12.39	24.78
3	Carriage of poly plants from nursery to nearest road head near plantation site in motor transport (average distance 15 kms)	No.	2	30	60
4	Carriage of plants in Poly bags (18"x24") from road side to plantation site over a distance of 2 kms uphill/downhill	No.	2	55	110
5	Plantation of tall plants in pits i/c ramming	No.	2	15.31	30.62
6	Cost of tall plants raised in departmental nurseries (3 year old in 18" x 24" bags)	No.	2	78	156
7	Moisture retention interventions/Trenching/Water harvesting/Watering during stress period	No.	3	15	45
8	Repair of fencing	Rmt	22	4.2	92.4
Total 10th year Maintenance					693.4
Or say					693
Cost escalation @ 110%					762
Total 10th year Maintenance					1455
C	Total maintenance cost of 10 years				17625
D	Total new + maintenance D=A+B+C				67827
E	Contegency 5% of all above				3391
	Total Plantation + Contigency (D+E)				71218
F	Departmental charges (17.5% of D+E)				12463
					83681
	Amount to be deposited in CAMPA				71218
	Amount to be deposited in 8782 forest remittance				12463


Divisional Forest Officer
 Theog Forest Division, Theog