

19 DEC 2023

No.FCAV/ 5069 /  
n P. Forest Department.

Dated D/Shala. the/ 18/12/2023 /

From: D.F.O. Dharamshala. To: C.C.F. (T) Dharamshala.

Subject: Diversion of 0.4156 ha. of forest land in favour of HPPWD for the construction of link road to Village Gujrehra. Tehsil and District Kangra. H.P., within the jurisdiction of Dharamshala Forest Division, District Kangra Himachal Pradesh. (Online Proposal No. FP/HP/Road/144574/2021).

Memo

Kindly refer to the Observations raised by Regional Officer, Government of India, Integrated Regional Office, Ministry of Environment, Forest and Climate Change, CGO Complex, Longwood, Shimla, H.P. - 171001, vide letter No. FC/HPB/06/76/2021 dated 20.01.2022 on the subject cited above.

2. The point wise reply to the observations furnish as under :-


Sr. No	Observation	Reply
1	In part-1, Additional Information Detail Sr. No. 1.1(i), it is mentioned that the 626 mt. area of the proposed road falls in govt. land and this area has been included as a private land in the proposal. This needs to be reviewed as this govt. land seems to be a Gair Mumkin Rasta and should be included in the diversion area of proposal. Therefore, State Govt. may provide the comments for the same and may review and revise the proposal accordingly if required.	As submitted by the User Agency, the proposed road has total length of 1341 m comprising of 693 m in Forest Land, 626 m falls in Govt. Land and 22 m falls in Private Land. The Govt. Land coming in the alignment of the road is classified as "Gair Mumkin Rasta". The H.P. Government notification of 1952 is not applicable in District Kangra as District Kangra was then the part of Punjab. Kangra District was merged in the state of Himachal Pradesh on 1 <sup>st</sup> November, 1966. The copy of Jamabandi of the Govt. Land of Khasra No. 110 is enclosed herewith.
2.	As per the proposal, the two villages Chakban Rajana and Gujrehra are shown as beneficiary villages. However, KML and Certificate of Beneficiary shows that there is no habitation/population exist in the village Chakban Rajana. Therefore, State Govt. may provide the justification and review the same.	As submitted by the User Agency, the proposed road starts in Mohal Chakban Rajana and connects Gujrehra village with road connectivity. The proposed road is necessarily to be passed through Mohal Chakban Rajana. There is only one village i.e. Gujrehra which

		is benefitted from this road which has been marked in the KML file
3.	FRA certificate is not attached with the proposal. Therefore, State Govt. may provide FRA certificate in prescribed format with all annexures alongwith a copy of records of all consultation and meetings of FRC (s) / Gram Sabha(s) of concerned villages before Stage-II approval.	As submitted by the User Agency, the FRA Certificate will be submitted before applying for Stage II Approval of the Proposal for Construction of Link Road to village Gujrehra. An Undertaking in this regard has been uploaded against Additional Information Detail in online Part I and same is enclosed herewith.
4.	Line Plan is not provided with the proposal. Therefore, State Govt. may provide the detailed Line Plan with a suitable scale, showing the boundary of forest and non-forest land with their dimensions duly authenticated by DFO and same may be uploaded on web portal.	As submitted by the User Agency, the Line Plan of the Proposal showing the forest and non-forest land with dimensions in distinct colour has been uploaded against Additional Information detail in Online Part I and same is enclosed herewith.
5.	As per the proposal, the road has been constructed on forest land as well as on private land. Therefore, State Govt. may review the proposal in the context of private land and provide the Sale/Gift deed for the same made in favour of HPPWD.	As submitted by the User Agency, the Affidavit of the Private Land owner involved in the construction of road has been uploaded against Additional Information detail in online Part I and same is enclosed herewith.
6.	On analysis of CA area, it is found that land proposed for CA is falling under MDF category. Therefore, State Govt. may review and provide the comments, whether the proposed MDF patch is suitable for plantation of 831 young plants, or replace the same with some other suitable area having crown density less than 0.4.	The area proposed for CA is not MDF and is suitable for Plantation of 831 Plants. A Certificate in this regard is has been uploaded against Additional Information in Part II and same is enclosed herewith.
7.	State Govt. may revise the NPV calculation in accordance with the MoEF&CC letter dated 6.1.2022 and submit the revised NPV calculation and same may be upload on PARIVESH portal.	The revised NPV Bill and Penal NPV calculation in accordance with the MoEF&CC letter dated 6.1.2022 have been uploaded against Additional Information in Part II and same is enclosed herewith.
8.	The year of violation mentioned in violation report is mismatching with the column of Part -II, Para-11(b). Therefore, State Govt. may review and rectify the same.	The year of violation has been corrected in the online Part II, Para-119(b).

9	Part-II, Para 14. the geographical area of district Kangra needs to be reviewed and rectify	The Revised Part II showing correct geographical area of district Kangra has been uploaded against Additional Information in Part II and same is enclosed herewith.
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It is therefore, requested that the necessary approval for the diversion of 0.4156 ha of forest land for the construction of above mentioned road may kindly be obtained from the Govt. of India under Forest (Conservation) Act, 1980 and conveyed to this office.

Encl: as above

  
Divisional Forest Officer,  
Dharamshala Forest Division,  
Dharamshala.