

**HIMACHAL PRADESH**  
**PUBLIC WORK DEPARTMENT**

No. PW/GHD/CB/WA/Forest case/2023-  
 To

21642

Dated 11/03/2023

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

**Subject: -** **Diversion of 2.178 hec. of forest land in favour of HPPWD, for the Construction of link road Panyala Tiun Khas km. 0/0 to 5/500 in Distt. Bilaspur H.P. within the jurisdiction of Bilaspur Forest Division, Distt. Bilaspur, HP. (Online Proposal no. FP/HP/Road/20153/2016).**

**Reference: -** **Regional Office Letter No. File No. FC/HPC/06//78/2021 dated 29.06.2022 and subsequently Essential Details Sought dated 17/11/2022.**

Sir,

Please refer to Regional office MOEF(GOI) office letter under reference on the above subject . In this connection essential detail sought is as under:-

Sr.No.	Deficiencies	Compliance to the Deficiencies
1.	<p>In the reply of Point NO. 6</p> <p>As per the joint inspection reported (JIR) and note on violation issued by DFO Bilaspur the road ( Broken area) was a fire line which was constructed by forest department thereof.</p>	<p><b>Point No. 6 (i)</b> The road has been appeared in MLA priority during 2017-18 and this office/department has not interfere in the existing track in any manner prior to 2017. Hence, any action to recover the compensation charges amounting to Rs. 38,11,500/- is to be taken by concerned authorities.</p>
2.	<p>In reply to point No.7</p> <p>(i) Complete legible list of 2183 roads provided by HP.PWD to Hon'ble High Court of H.P constructed in violation of FCA, 1980, highlighting the Sr. No. and name of the road of the extant proposal.</p> <p>(ii) Copies of the order of Hon'ble High court of H.P which clearly finds mention of regularization of 2183 roads which have already been constructed in violation of the provisions of FCA 1980.</p>	<p><b>Point No. 7 (i)</b> The proposed road in figured at Sr. No. 135 in the list of 2183 roads in which violation of FCA has been report to the Hon'ble High Court of H.P . The list depicting the road is enclosed herewith as Annexure-I.</p> <p><b>Point No. 7 (ii)</b> The copy of the order/Judgement passed by the Hon'ble High Court of HP on 08-08-2013, 05-09-2013 and 06-09-2014 in CWP No. 5600 of 2012 are enclosed herewith as Annexure 2.</p>

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

DA/CS/above

  
**Executive Engineer,  
 Ghumarwin Division,  
 H.P.P.W.D, Ghumarwin.**

Sr. No.	Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point	Whether road appeared in list of 61 roads as per portent location along the road	Whether road appeared in list of 61 roads as per portent location along the road	Remarks
1									
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134	Bilaspur No. I	Link road to Village Dhadat Palela from Ghattu Trifalghat road Km.0/0 to 3/0	3.000	Jarli Mod	Some trace constructed	31°28'11.74" 76°46'32.87"	31°28'29.22" 76°46'45.62"	31°28'35" 76°47'10"	No
135	-do-	Paniyala to Tijun Khas, Jol Plakhin Mehran road Km.0/0 to 10/0.	10.000	Panyala	-do-	31°29'12.33" 76°43'24.65"	31°28'46.5" 76°44'6.79"	31°29'52" 76°44'32"	No
136	-do-	Dhingu to Sukdi road Km.0/0 to 3/0.	3.000	Dhingu	-do-	31°23'57.89" 76°42'15.22"	31°23'38.95" 76°43'7.78"	31°24'14.98" 76°42.888.	No
137	Bilaspur Division No. II	C/O link road to Khal Tibba from Sh.Naina- Devjee Bhakria road km. 0/0 to 6/0	6.000	Khal	In Progress	31°21'24.49" 76°29'52.9"	31°22'11.62" 76°30'12.2"	31°21'15.11" 76°30'02.2"	No
138	-do-	"C/o road from Dhalet to Rod Jaulan" on 10.2.2009.	5.000	Dhalet	In Progress	31°21'52.81" 76°28'18.3"	31°20'17.52" 76°28'06.3"	31°20'41.20" 76°27'56.1"	No
39	-do-	C/O link road from NH-21 to Sanan km. 0/0 to 6/0.	6.000	NH-21 at RD 82/900	In Progress	31°12'46.94" 76°39'02.0"	31°12'53.79" 76°41'08.0"	31°12'50.92" 76°39'32.6"	No
140	-do-	C/O link road from charrol to Baddu.	4.465	Chharol	In Progress	31°15'22.07" 76°46'05.4"	31°15'25.76" 76°47'03.3"	31°15'58.28" 76°45'58.4"	No
141	-do-	C/O link road from Jamli to Dadog Burrel kachauligal village via G.P.Chhariol.	4.500	Jamli	In Progress	31°14'10.66" 76°46'39.2"	31°14'58.33" 76°46'59.4"	34.20" 76°46'52.0"	No

Sr. No.	Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 116 roads as per location along the road	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
						Starting point	End point	Mid point of road			
1											
142	-do-	C/O link road to Ghamrada Gharor and Soldha Village in G.P. Soldhaa.	1.500	Laraghpat	In Progress	31°18' 30.07" 76°53'21.6 4"	31°18' 10.55" 76°52'35.0 1"	31°18' 20.03" 76°53'14.1 5"	No	No	Partially Violated by other Agency
143	-do-	Link road from Sakroha to Tunighat via Panjaili-Bag-Bhojpur	8.000	Sikroha	In Progress	31°16' 18.63" 76°53'00.5 7"	31°17' 50.25" 76°52'13.4 6"	31°16' 45.82" 76°53'04.6 0"	No	No	Partially Violated by other Agency
144	-do-	C/O link road from Gara Mora to Moru via Gara km. 0/0 to 5/0.	5.000	NH-21 Gara	In Progress	31°12'39.3 5" 76°38'33.3 2"	31°13'23.1 0" 76°38'08.7 4"	31°12'55.7 3" 76°38'44.0 1"	No	No	Partially Violated by other Agency
145	-do-	C/O link road to Dabur Pehalwana Village in G.P. Ranikotla.	6.000	Ranikotla	In Progress	31°19' 21.20" 76°50'40.7 5"	31°18' 47.65" 76°50'49.1 3"	31°18' 56.26" 76°50'10.2 5"	No	No	Partially Violated by other Agency
146	-do-	C/O link road from NH-21 to Lower Chharol.	3.500	Chharol	In Progress	31°15' 22.67" 764604.3 8"	31°15' 00.90" 7645'34.5 0"	31°15' 12.55" 7645'55.5 1"	No	No	Partially Violated by other Agency
147	-do-	C/O link road from NH-21 Kallar to Patta Village.	5.000	Kallar	In Progress	31°16' 54.17" 76'44'36.1 4"	31°17' 31.67" 76'44'29.2 6"	31°17' 05.57" 76'44'34.5 7"	No	No	Partially Violated by other Agency
148	-do-	C/O link road from Parohi to Sagirithi Village.	3.000	Parohi	In Progress	31°15' 57.08" 76'48'00.2 1"	31°16' 19.47" 76'47'53.5 5"	31°16' 07.10" 76'48'06.6 9"	No	No	Partially Violated by other Agency
149	-do-	C/o Mehitli Saikli Gambhiora Khad road	4.000	Deoth Jamli road at RD 6/300	In Progress	31°14' 13.52" 76'47'52.5 1"	31°14' 22.80" 76'48'26.9 5"	31°14' 01.58" 76'48'42.0 4"	No	No	Partially Violated by other Agency

Sl. No.	Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 116 roads as per portent location	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
						Starting point	End point	Mid point of road			
1	2	3	4	5	6	7	8	9	10	11	12
150	-do-	C/O link road from SNB to H.B. Bariwala in G.P. Makri	4.000	Makri	In Progress	31°21'59.3 7" 6°29'28.1 1"	31°22'29.9 3" 76°29'24.6 8"	31°22'02.3 0" 76°29'26.7 5"	No	No	Partially Violated by other Agency
151	-do-	C/O link road to Khad Samtan including three number bridges from Bramla.	4.000	Bramla Barrier	In Progress	31°24'08.8 6" 76°23'57.2 6"	31°22'54.9 4" 76°24'46.2 0"	31°23'53.4 0" 76°24'01.2 6"	No	No	Partially Violated by other Agency
152	-do-	C/O link road Hanjian Bati Nae village.	1.000	Ratt on NH-21	In Progress	31°16'58.2 3" 76°46'08.8 4"	31°16'49.6 2" 76°46'17.7 3"	31°16'52.6 9" 76°46'12.3 8"	No	No	Partially Violated by other Agency
153	-do-	C/O link road from Janali to Bharsara.	2.500	Janali	In Progress	31°14'49.9 6" 76°37'07.7 8"	31°14'56.9 2" 76°37'23.7 3"	31°14'45.3 7" 76°37'29.1 7"	No	No	Partially Violated by other Agency
154	-do-	C/O link road from Chilla-Chouglia-Bahal-Sai Kanaita-Sai Brahman in G.P. Kachouli.	4.150	Chilla	In Progress	31°15'53.8 8" 76°47'22.6 2"	31°16'00.9 8" 76°46'20.9 4"	31°15'58.6 7" 76°47'07.8 3"	No	No	Partially Violated by other Agency
155	-do-	C/O link road from Soshan to Panjaili via Bag Sohri.	7.000	Sosan	In Progress	31°15'50.4 7" 76°50'49.2 2"	31°16'34.8 9" 76°51'37.1 1"	31°15'48.2 7" 76°51'15.6 3"	No	No	Partially Violated by other Agency
156	-do-	C/O link road from Jukhala to Nalag j/c Bridge	5.000	Jukhala	In Progress	31°17'48.8 8" 76°49'11.5 3"	31°17'55.0 5" 76°49'40.4 5"	31°17'46.2 9" 76°49'33.5 5"	No	No	Partially Violated by other Agency

Sr. No.	Name of the road Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 115 roads as per location along the road	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
						Starting point	End point	Mid point of road			
1	2	3	4	5	6	7	8	9	10	11	
157	-do-	C/o link road from Bholi to Harizan Basti Pansora Kamliota in G.P. Rani Kotla	5.500	Bholi	In Progress	31°15'41.2 6" 76°49'41.3 0"	31°18'06.1 5" 76°49'34.6 4"	31°18'19.6 6" 76°49'36.0 7"	No	No	Partially Violated by other Agency
158	-do-	C/o link road from Galua to Swana Nakrana	6.000	Galua	In Progress	31°17'34.3 6" 76°33'33.0 8"	31°18'11.7 5" 76°34'44.7 3"	31°17'50.3 2" 76°34'10.3 8"	No	No	Partially Violated by other Agency
159	-do-	Link road from Tikkar to Daulahar.	5.000	Tikkar	In Progress	31°17'26.7 0" 76°42'23.1 6"	31°17'42.0 7" 76°42'13.0 8"	31°17'37.6 5" 76°42'41.8 3"	No	No	Partially Violated by other Agency
160	-do-	Bangwar-Gehra-Dabru-Rani-Kotla road.	4.500	Ranikotla	In Progress	31°19'22.7 5" 76°50'53.3 2"	31°19'25.5 2" 76°51'04.5 1"	31°19'10.3 6" 76°49'31.3 6"	No	No	Partially Violated by other Agency
161	-do-	Link road to Village Dorwar Changer Tarsooh Samtehan.	7.000	Guru ka-Lahore tarsooh road at RD 11/700	In Progress	31°22'43.6 6" 76°26'31.1 1"	31°22'54.9 4" 76°24'46.2 0"	31°17'37.6 5" 76°42'41.8 3"	No	No	Partially Violated by other Agency
162	-do-	Link road to Village Surhar in G.P. Sui Surrad.	2.500	Suin	In Progress	31°18'05.7 5" 76°51'05.2 9"	31°18'23.8 2" 76°51'06.1 3"	31°18'11.6 4" 76°51'09.6 4"	No	No	Partially Violated by other Agency
163	-do-	Link road from Village Tunighat to Bhojpur Bag chamyara.	4.500	Tunighat	In Progress	31°17'50.0 5" 76°52'13.6 3"	31°18'07.6 5" 76°53'23.1 2"	31°18'08.4 0" 76°53'36.7 3"	No	No	Partially Violated by other Agency
164	-do-	Link road from Punjab Border to village Dehni, NangeThakur, Barota Dabala	9.000	Punjab Borda	In Progress	31°20'42.4 2" 76°25'21.0 5"	31°20'37.3 4" 76°27'24.7 3"	31°21'01.3 1" 76°26'07.2 6"	No	No	Partially Violated by other Agency

Sr. No.	Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 61 roads as per Annexure-II	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
						Starting point	End point	Mid point of road length or villages/important location along the road			
165	-do-	Link road to village Pangea, Kathla in G.P. Kutchha	3.000	Manjher	In Progress	31°15'08.6 5"	31°14'42.3 4"	31°15'07.2 4"	No	No	Partially Violated by other Agency
166	-do-	S.N.B. Road TO Saloa	5.000	SNB road at RD. 23/600	In Progress	31°20'25.0 6"	31°21'09.1 8"	31°20'51.4 7"	No	No	Partially Violated by other Agency
167	-do-	Bhater to Kanfara	3.000	Bhater	In Progress	31°19'49.4 1"	31°20'33.1 3"	31°20'01.2 5"	No	No	Partially Violated by other Agency
168	-do-	Bethal to Barnu	5.000	Bethal	In Progress	31°17'14.8 8"	31°17'51.0 5"	31°17'26.0 9"	No	No	Partially Violated by other Agency
169	-do-	NH-21, at Jamli to Lower Jamli.	3.000	Jamli	In Progress	31°14'21.6 1"	31°13'54.2 9"	31°14'16.6 0"	No	No	Partially Violated by other Agency
170	-do-	Zakatkhana to Bhater	2.000	Zakat khana (Piplo)	In Progress	31°16'06.6 76°46'34.7 9"	31°16'32.1 76°46'04.3 4"	31°16'14.9 0"	No	No	Partially Violated by other Agency
171	-do-	Magazine Tarsooh road to Iliewal	2.000	Tarsooh	In Progress	31°22'51.2 5"	31°22'41.7 1"	31°22'54.8 5"	No	No	Partially Violated by other Agency
172	-do-	Swaraghatal road at RD. 4/600 to Kutchha	3.000	Swaraghatal	In Progress	31°15'32.1 76°26'23.9 6"	31°15'22.0 76°25'44.0 9"	31°15'21.8 76°26'11.5 1"	No	No	Partially Violated by other Agency

Sr. No.	Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 116 roads as per Annexure -I	Whether road appeared in list of 61 roads as per Annexure-II	Remarks	
						Starting point	End point	Mid point of road length or villages/important locations along the road				
1	2	3	4	5	6	7	8	9	10	11		
173	-do-	NH-21 at RD 92/800 to Kathia	2.500	NH-21 at RD. 92/800	In Progress	31°14'00.6 9" 76°42'40.5	31°14'43.3 6" 76°42'10.9	31°14'19.6 7" 76°42'08.6	No	No	Partially Violated by other Agency	
174	-do-	Laraghat at Batoh RD. 1/800 to Pehlwana	5.500	Batoh	In Progress	31°18'25.4 4" 76°50'25.4	31°18'53.3 9" 76°50'09.8	31°18'49.3 0" 76°50'03.1	No	No	Partially Violated by other Agency	
175	-do-	NH-21 to Tuhnu	5.000	Kallar	In Progress	31°16'49.4 9" 76°44'24.8	31°17'03.5 1" 76°43'35.3	31°16'42.8 2" 76°44'15.4	No	No	Partially Violated by other Agency	
176	-do-	Kharkari to Bhater			In Progress	31°18'51.7 7" 76°32'30.1	31°19'49.4 1" 76°32'14.7	31°19'37.5 6" 76°32'22.8	No	No	Partially Violated by other Agency	
177	-do-	Gauta to Sohri	5.000	Sai-Noruan	In Progress	31°16'08.4 6" 76°52'16.3	31°16'16.6 6" 76°52'03.1	31°16'17.8 5" 76°52'16.7	No	No	Partially Violated by other Agency	
178	-do-	Gulwa Goalthai road to Jol	3.000	Gulwa Goalthai	In Progress	31°17'42.8 0" 76°32'18.2	31°17'38.0 8" 76°32'42.1	31°17'48.7 3" 76°32'39.2	No	No	Partially Violated by other Agency	
179	-do-	S.N.B. at Ghuwandal to Jungle Mehaduda Ghatowal Sarani	10.000	Temple road at RD 1/060 3/600	In Progress	31°18'54.7 6" 76°32'04.1	31°22'00.5 9" 76°31'04.8	31°19'48.5 0" 76°31'04.8	No	No	Partially Violated by other Agency	24
180	-do-	NH-21 to Nal.	1.500	NH-21 at RD 100/500	In Progress	31°14'20.8 2" 6"	31°14'34.2 5" 76°44'40.0	31°14'28.7 4" 76°44'40.0	No	No	Partially Violated by other Agency	

S.No.	Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 116 roads as per Annexure -I	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
						Starting point	End point	Mid point of road			
1	-do-	Bholi to Nichli Bholi	2.500	Bholi	In Progress	31°18'48.4 9" 76°49'32.4 2"	31°19'00.4 5" 76°49'16.7 4"	31°18'40.3 8" 76°49'25.5 2"	No	No	Partially Violated by other Agency
181	-do-	C/O Link road from Jamli to Bahl Kanaian in G.P.Jamli	2.000	Jamli	In Progress	31°14'56.7 8" 76°46'24.7 6"	31°15'05.3 6" 76°46'50.6 76°46'41.8 2"	31°14'26.4 5" 76°46'50.6 76°46'41.8 2"	No	No	Partially Violated by other Agency
182	-do-	C/O Link road from Thatch to Chhamb via Soldha	1.500	Thatch	In Progress	31°18'29.9 6" 76°53'21.9 2"	31°18'07.8 9" 76°53'23.1 2"	31°18'09.3 9" 76°53'37.4 5"	No	No	Partially Violated by other Agency
183	-do-	C/O Link road from Kainth(Khal) to Dorian via Kolian in G.P. Makri	6.000	Kainth(Khal)	In Progress	31°22'40.8 2" 76°29'02.3 2"	31°21'46.1 3" 76°29'01.5 76°29'01.3 2"	31°22'73.5 5" 76°29'01.3 5"	No	No	Partially Violated by other Agency
184	-do-	C/O Link road from Kikranwali school to Chhamdaul Basti via Punjab Border in G.P. Behal	1.500	Kikranwali (Near G.P.School)	In Progress	31°13'13.8 3" 76°35'48.5 1"	31°12'45.9 2" 76°35'47.8 8"	31°13'10.0 1" 76°35'53.7 0"	No	No	Partially Violated by other Agency
185	-do-	C/O Link road from H.B. Jhirian Katali Lakhala to Sirdh Baba Balak Nath Temple in G.P.Lakhala	1.500	Katali	In Progress	31°13'59.2 8" 76°39'01.8 5"	31°13'51.0 1" 76°38'38.1 8"	31°13'57.6 3" 76°38'53.7 6"	No	No	Partially Violated by other Agency
186	-do-	C/O Link road to vill. Nera Kund in G.P.Tanbaul	2.500	Tanbaul(Near health sub centre)	In Progress	31°14'23.4 6" 76°45'16.2 0"	31°15'29.0 6" 76°44'47.9 2"	31°14'40.7 7" 76°45'17.3 2"	No	No	Partially Violated by other Agency
187	-do-										

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Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 116 roads as per Annexure-I	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
					Starting point	End point	Mid point of road length or villages/important location along the road			
1	2	3	4	5	6	7	8	9	10	11
188	-do-	8.000	Gauua	In Progress	31°17'34.3" 6" 8"	31°17'37.1" 1" 1"	31°17'24.7" 6" 7"	No	No	Partially Violated by other Agency
					76°33'33.0" 76°35'11.2" 76°34'21.1" 8"					
189	-do-	2.500	Kharkri	In Progress	31°18'47.5" 1" 1"	31°18'59.4" 0" 0"	31°18'49.2" 1" 1"	No	No	Partially Violated by other Agency
					76°33'11.4" 76°33'34.1" 76°33'33.1" 4"					
190	-do-	2.000	Jangloo on Baner Zakatkhana road	In Progress	31°15'27.9" 4" 4"	31°15'35.6" 0" 3"	31°15'33.5" 6" 6"	No	No	Partially Violated by other Agency
					76°44'09.3" 76°44'17.5" 76°44'09.8" 4"					
191	-do-	2.000	SNB road at RD 17/200	In Progress	31°18'16.5" 3" 3"	31°18'16.4" 7" 8"	31°18'13.4" 7" 8"	No	No	Partially Violated by other Agency
					76°32'45.5" 76°33'15.3" 76°32'57.9" 9"					
192	-do-	1.000	Boh	In Progress	31°15'08.7" 8" 8"	31°18'16.4" 7" 8"	31°18'13.4" 7" 8"	No	No	Partially Violated by other Agency
					76°48'14.9" 0" 1"	or applicable	or applicable			
193	-do-	12.000	Katali	In Progress	31°13'13.4" 8" 0"	31°15'05.2" 0" 0"	31°14'36.3" 7" 7"	No	No	Partially Violated by other Agency
					76°51'42.8" 76°49'33.8" 76°50'15.1" 0"					
194	-do-	1.000	Trambri	In Progress	31°14'18.1" 9" 9"	31°14'24.7" 3" 0"	31°14'21.8" 0" 3"	No	No	Partially Violated by other Agency
					76°48'03.5" 76°48'11.1" 76°48'05.4" 9"					
195	-do-	9.000	Panjpura	In Progress	31°16'57.1" 8" 8"	31°16'43.7" 4" 4"	31°17'24.8" 6" 6"	No	No	Partially Violated by other Agency
					76°34'27.7" 76°35'43.4" 76°34'21.2" 3"					
		9/0								

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S. No.	Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates of Strategic point	Mid point of road	Whether road appeared in list of 61 roads as per Annexure-II	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
1	2	3	4	5	6	7	8	9	10	11
196	<b>Ghumarwin Division</b>	Link road from Berthin to Sargal	2.735	Berthin	Not started	31°21' 0" 76°39' 72"	31°25' 39" 76°40' 72"	No	No	12
197	-do-	Suniani to Fatoh road	1.885	Suniani	In Progress	31°24'16.36	31°24'44.22	31°24'36.39	No	No
198	-do-	C/o road from Badgaon to Amroha via Re-Randoh	5.000	Badgaon	In Progress	31°29'03.94	31°23'4.84	31°23'26.8°	No	No
199	-do-	C/o Bridge over Dugga Nallah on Kathun Gujrehra Road	3.990	Dugga Nallah	Not started	31°25'12.36	"	"	No	No
200	-do-	Doon Sohni Devi Road changed as M.T. on Doon Sohni Devi Karvalde Road	7.600	Doon	Not started	31°26'49.7"	31°26'55.43	31°24'44.2	No	No
201	-do-	C/o Hummar Chanjera Dhinwa Pavate road	3.000	Hinmar	In Progress	31°26'55.12	31°27'6.68	31°27'1°.94	No	No
202	-do-	C/o Link road from GTB to Jhamnarian	4.000	GTB Road	Not started	31°24'36.9"	31°24'32.69	31°24'3.69	No	No
203	-do-	Bhagatpur to Khemera Kallan	2.000	Bhagatpur	Completed	31°26'13.9"	31°25'56.7"	31°25'11.67	No	No
204	-do-	Dameria to Bhukhar Road	7.000	GTB Road	In Progress	31°27'26.95	31°26'35.81	31°26'36.75	No	No
205	-do-	Gharan to Kothi	4.000	Gharan	In Progress	31°24'48.81	31°25'8.93	31°24'51.97	No	No

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Sl. No.	Name of the road Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 116 roads as per Annexure-II	Remarks
						Starting point	End point	Mid point of road		
1	2	3	4	5	6	7	8	9	10	11
205	-do-	Gharan to Jarot	7.000	Gharan	Not started	76°32'11.24" 76°31'41.24" 76°31'54.51"	" " "	No	No	
206	-do-	Plasia to Kotlu Banderiyan	2.000	Plasia	Not started	76°32'22.76" 76°31'37.58" 76°31'33.35"	" " "	No	No	Partly constructed to jeepable standard by the local Panchayat
207	-do-	Mohra Sunalli Galiyan Sukkar Khad road	4.840	Mohra	Not started	76°39'23.21" 76°39'28.16" 76°39'27.30"	" " "	No	No	Partly constructed to jeepable standard by the local Panchayat
208	-do-	Padyalag Dohru Maryani Chhandooh School Dadhol Kallian Dakhiyut	6.500	Padyalag	Proposed under NABARD	76°36'02.3" 76°36'42.56" 76°37'41.21"	" " "	No	No	
209	-do-	Samlohal Chadol Kalloon	3.500	Samlohal	Not started	31°30'26.11" 31°30'3.3" 31°28'59.39"	" " "	No	No	
210	-do-	Larha Pul Bhagawan Malehari Road	3.500	Larha Pul	Not started	76°39'13.24" 76°39'33.5" 76°39'12.95"	" " "	No	No	
211	-do-	Niun Salwan Ladda road	3.000	Niun	Not started	76°39'59.59" 76°39'02.26" 76°39'25.33"	" " "	No	No	Private as well as forest land involved
212	-do-	Link road to lower Talwara	1.500	Talwara	In Progress	76°43'27.51" 76°43'35.38" 76°43'35.38"	" " "	No	No	Private land is involved in the alignment of road
213	-do-	Dharwara to Matyal	5.725	Dharwara	Not started	31°30'50.51" 31°30'50.51" 31°30'54.38"	" " "	No	No	Private land is involved in the alignment of road
214	-do-					76°42'43.28" 76°41'41.3" 76°42'01.14"	" " "			

2 hr

Name of Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 116 roads as per Annexure -I	Whether road appeared in list of 61 roads as per Annexure-II	Remarks	
					Starting point	End point	Mid point of road				
1	2	3	4	5	6	7	8	9	10	11	
215	-do-	Mihara Khil Dalote Road	2.165	Mihara	In Progress	31°33'37.65" 76°39'16.83"	31°32'35.55" 76°39'19.5"	31°32'53.4" 76°39'3.75"	No	No	No forest land
216	-do-	Barota Chhattar Kursai Road	4.400	Barota	In Progress	31°33'21.72" 76°33'9.69"	31°32'29.61" 76°37'14.37"	31°32'55.22" 76°37'24.6"	No	No	In 100 meter portion forest land is involved
217	-do-	Bani to Bani Bhapravian	1.000	Bani	Not started	31°32'07.36" 76°41'19.27"	31°31'54.16" 76°41'36.19"	31°31'57.5" 76°41'16.56"	No	No	No forest land is involved in the alignment of the road
218	-do-	Padohari to Dehalwini road	3.500	Padohari	Not started	31°29'48.39" 76°41'02.01"	31°30'08.9" 76°41'20.99"	31°30'17.76" 76°41'02.3"	No	No	Forest land is not involved in the alignment of the road
219	-do-	Bapyar Narlog Road	2.500	Bapyar	Not started	31°33'35.69" 76°39'18.22"	31°33'52.91" 76°39'34.85"	31°34'00.2" 76°39'42.19"	No	No	Forest land is not involved in the alignment of the road
220	-do-	Ladhyani Karan Lohat Domehar Barota road	3.300	Ladhyani	Not started	31°31'44.93" 76°39'18.19"	31°33'10.8" 76°38'12.97"	31°32'4.93" 76°39'23.72"	No	No	Forest land is not involved in the alignment of the road
221	-do-	Galasin Gatal Road	3.500	Galasin	Not started	31°28'44.93" 76°42'32.82"	31°28'55.61" 76°42'51.18"	31°28'33.11" 76°42'11.96"	No	No	Forest land is not involved in the alignment of the road
222	-do-	Kasol to Balhi-1	2.800	Kasol	Not started	31°28'49.43" 76°41'40.8"	31°28'49.43" 76°41'33.6"	31°28'49.43" 76°41'39.51"	No	No	Forest land is not involved in the alignment of the road
223	-do-	Kasol Kanjeen Road	2.000	Kasol	Not started	31°28'19.31" 76°41'43.73"	31°28'24.21" 76°41'25.66"	31°28'19.86" 76°41'35.4"	No	No	Forest land is not involved in the alignment of the road
224	-do-	Kasol Gaina Kuan	1.500	Kasol	Not started	31°28'49.43" 76°41'29.32.45"	31°28'49.43" 76°41'29.19.00"	31°28'49.43" 76°41'29.19.00"	No	No	Forest land is not involved in the alignment of the road

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S. No.	Name of the road Division	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 61 roads as per Annexure-II	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
						Starting point	End point	Mid point of road			
1			3	4	5	6	7	8	9	10	11
2						76°41'41.86	76°42'01.38	76°42'09.27			
225	-do-	Circular Road around Nagar Parishad Ghumarwin	2.45	Tikkari	Not started	31°26'09.67	31°25'27.53	31°25'47.48	No	No	Forest land is not involved in the alignment of the road
226	-do-	Dabla Gatol Randoh Road	2.000	Dabla	Not started	31°28'33.11	31°29'35.84	31°28'4.71	No	No	Forest land is not involved in the alignment of the road
227	-do-	Circular Road around Nagar Parishad Ghumarwin	1.900	Ghumarwin	Not started	76°42'11.96	76°43'09.1	76°42'32.82			Forest land is not involved in the alignment of the road
228	-do-	BVC road to Tingu	2.900	BVC road at RD 3/95	Not started	31°23'48.6	31°23'43.92	31°23'41.68	No	No	Forest land involved in the alignment of the road
229	-do-	Neras Geharwin	2.500	Neras	Not started	76°41'27.57	76°42'22.51	76°41'48.19			Private land is involved in the alignment of road
230	-do-	Serwa to Bidwin	2.000	Serwa	Not started	31°22'33.37	31°21'59.62	31°22'08.44	No	No	Private land is involved in the alignment of road
231	-do-	Serwa to Changar Geharwin	1.500	Serwa	In Progress	76°41'46.79	76°41'07.49	76°41'25.63	No	No	Forest land involved in the alignment of the road
232	-do-	Geharwin to Jajjar	2.800	Geharwin	In Progress	76°41'45.73	76°42'22.38	76°42'01.46	No	No	Forest land involved in the alignment of the road
233	-do-	Jajjar to Mekhwin	2.800	Jajjar	In Progress	31°21'16.47	31°20'48.42	31°21'04.66	No	No	Private land and forest land involved in the alignment of the road
						76°41'38.2	76°41'15.55	76°41'20.07			Private land and forest land involved in the alignment of the road

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S. No.	Name of the road	Total length of road (kms)	Starting From (Name)	Present status whether completed or in progress	GPS coordinates at Strategic point			Whether road appeared in list of 116 roads as per Annexure -I	Whether road appeared in list of 61 roads as per Annexure-II	Remarks	
					Starting point	End point	Mid point of road length or villages/im portent location along the road				
1	2	3	4	5	6	7	8	9	10	11	
234	-do-	Badol to Tanyur Gulanji Chiknaghat Road	3.200	Badol	In Progress	31°22°22.38	31°21°55.41	31°2126.92	No	No	Forest land involved in the alignment of the road
235	-do-	Jiora to Rohal	2.950	Jiora	In Progress	31°21'18.83	31°2°22.79	31°2°32.84	No	No	Forest land involved in the alignment of the road
236	-do-	Dokru Lehad to Neri	3.800	Dokru	In Progress	31°21'18.37	31°2°22.36	31°2°41.88	No	No	Forest land involved in the alignment of the road
237	-do-	Anandghat to Amroha	2.500	Anandghat	In Progress	31°22'38.94	31°23'18.43	31°22'53.48	No	No	Private land involved in the alignment of the road
238	-do-	Balghar to Khurjal	3.200	Balghar	In Progress	31°22'21.4°	31°21'37.68	31°21'37.68	No	No	Forest land involved in the alignment of the road
239	-do-	Jhandutta to Mukrwana	2.700	Jhandutta	In Progress	31°21'53.58	31°21'21.71	3°02'135.12	No	No	Private land involved in the alignment of the road
240	-do-	Dahad to Dehalwin	3.100	Dahad	In Progress	76°38'49.37	76°39'19.75	76°31'57.82	No	No	Forest land involved in the alignment of the road
241	-do-	Khalsai to Tikkari	2.000	Khalsai	Not started	31°21'11.81	31°2°44.°7	3°12°57.37	No	No	Forest land involved in the alignment of the road
242	-do-	Serva to Hirapur via Jamwalbasi	2.500	Serva	Not started	76°4°53.89	76°39'56.66	76°4°23.36	No	No	Forest land involved in the alignment of the road
243	-do-	Neras to Neras Ghatt Road	1.200	Neras	In Progress	31°22'36.88	31°22'22.128	31°22'44.°6	No	No	Forest land involved in the alignment of the road

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S. No.	Name of Division	Name of the road	Total length of road (kms)	Starting From whether completed or in progress	Present status (Name)	GPS coordinates at Strategic point			Whether road appeared in list of 61 roads as per Annexure-II	Whether road appeared in list of 61 roads as per Annexure-II	Remarks
						Starting point	End point	Mid point of road length or villages/important location along the road			
1	2	3	4	5	6	7	8	9	10	11	12
244	-do-	Thuran to Samleta	2.700	Thuran	In Progress	76°41'41.5" 31°19'15.87"	76°41'34.65" 31°19'15.87"	76°41'35.8" 31°19'15.87"	No	No	Forest land involved in the alignment of the road
245	-do-	Jhandutta to Kotlu	1.500	Jhandutta	In Progress	76°43'5.41" 31°22'22.37"	76°43'16.6" 31°22'23.9"	76°43'16.6" 31°22'23.9"	No	No	Forest land involved in the alignment of the road
246	-do-	Kotlu to Pandheri	1.700	Kotlu	Not started	76°38'45.58" 31°22'59.29"	76°38'52.14" 31°22'16.51"	76°38'52.14" 31°22'16.51"	No	No	Forest land involved in the alignment of the road
247	-do-	Kotlu Naiya Risikkesi	3.000	Kotlu	Not Started	76°39'00.5" 31°22'15.59"	76°39'16.5" 31°22'15.59"	76°39'16.5" 31°22'15.59"	No	No	Private land involved in the alignment of the road
248	-do-	Thuran to Dhanistar	3.200	Thuran	In Progress	76°44'6.26" 31°19'13.97"	76°43'35.57" 31°19'13.97"	76°43'35.57" 31°19'13.97"	No	No	Forest land involved in the alignment of the road
249	-do-	Kot Markota Road	1.500	Kot	Partly constructed	76°43'1.87" 31°35'10.59"	76°43'42.6" 31°35'10.59"	76°43'42.6" 31°35'10.59"	No	No	Forest land involved in the alignment of the road
250	-do-	Bum Dipper Harwar Road	3.000	Bum	Partly constructed	76°42'6.82" 31°34'33.16"	76°43'2.43" 31°34'33.16"	76°42'8.84" 31°34'33.16"	No	No	Forest land involved in the alignment of the road
251	-do-	Kot Mundkhari Road	1.600	Kot	Partly constructed	76°42'39.23" 31°35'11.75"	76°42'1.72" 31°35'11.75"	76°41'38.5" 31°35'11.75"	No	No	Forest land involved in the alignment of the road
252	-do-	Kot Kangri via Balhi Road	2.750	Kot	Partly constructed	76°41'32.78" 31°35'33.25"	76°41'37.26" 31°35'32.31"	76°41'43.23" 31°35'32.31"	No	No	Forest land involved in the alignment of the road

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**CWP No. 5600 of 2012 a/w CWP No. 9797 of 2012 & COPC No. 56 of 2009**

05.09.2013 Present:

**CWP No. 5600 of 2012**

Mr. Ajay Sharma, Advocate, for the petitioner.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents No. 2 to 4 & 6 to 8.

Mr. C.N. Singh, Advocate, for respondent No. 9.

Mr. Arvind Sharma, Advocate, for respondent No. 10.

**CWP No. 9797 of 2012**

Mr. Bipin C. Negi, Advocate, for the petitioners.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents No. 2 to 6.

Mr. Rajnish Maniktala, Advocate, for respondent No. 8.

**COPC No. 56 of 2009**

None for the petitioner.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for Union of India.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents-State.

Heard counsel for the parties.

2. We have perused the minutes of the proceedings of the joint meeting held on 19<sup>th</sup> August, 2013, attended by all the concerned duty holders noted in our order dated 8<sup>th</sup> August, 2013. Since, in principle, agreement has been reached for regularization of 841 roads subject to certain compliances to be made by the State Government and

-: 2 :-

that process is likely to take some time, we have no hesitation in deferring the hearing of this matter for the time being till **30<sup>th</sup> December, 2013**, for reporting of further action taken by the concerned duty holders.

3. Learned Assistant Solicitor General of India submitted that the MoEF is of the opinion that in addition to 841 roads, referred to in the order dated 8<sup>th</sup> August, 2013, by this Court, it is possible that there are other roads, which are not included in the list of 841 roads. That figure may jump to around 1500. In other words, there are more than 660 roads, which have not been brought to the notice of the MoEF as of today.

4. The learned Advocate General appearing for the State submits that this apprehension will be duly examined at the highest level by the State Government and the information that would be collated during such enquiry, the Principal Secretary (PWD) to the Government of Himachal Pradesh shall submit that information to the MoEF not later than two months from today. The State Government, through learned Advocate General, undertakes to abide by all the conditions specified in the minutes of the joint meeting held on 19<sup>th</sup> August, 2013, even with regard to the unlisted roads of which information will be furnished by the State Government in due course.

5. In view of this assurance given by the State Government, we do not deem it necessary to issue any direction on that issue as of now.

6. Learned Assistant Solicitor General of India then invited

-: 3 :-

our attention to Clause (x) of the minutes and pointed out that the State Government be directed to submit the list of officers responsible for violation.

7. In our opinion, insistence of this compliance will be counter productive at this stage. In our order, dated 8<sup>th</sup> August, 2013, we have already kept the order dated 28<sup>th</sup> August, 2009, in abeyance. Necessity of furnishing list of officers of the State Government responsible for violation would arise only if the said order was to be revived and the abeyance order is recalled.

8. In the circumstances, we hope that the officials of MoEF or any other department of the Government of India shall not insist for compliance of furnishing the names, designations and complete addresses of the officers of the State Government responsible for past violations.

9. Accordingly, this matter be notified on **30<sup>th</sup> December, 2013**. The arrangement directed in terms of order dated 8<sup>th</sup> August, 2013, to continue till further directions.

Copy **dasti**.

**(A.M. Khanwilkar)**  
**Chief Justice**

**(Kuldip Singh)**  
**Judge**

**September 5, 2013**

*(rajni / vt)*



**CWP No. 5600 of 2012 a/w CWP No. 9797 of 2012 & COPC No. 56 of 2009**

08.08.2013

Present:

**CWP No. 5600 of 2012**

Mr. Ajay Sharma, Advocate, for the petitioner.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents No. 2 to 4 & 6 to 8.

Mr. Devender Sharma, Advocate, vice Mr. C.N. Singh, Advocate, for respondent No. 9.

Mr. Arvind Sharma, Advocate, for respondent No. 10.

**CWP No. 9797 of 2012**

Mr. Bipin C. Negi, Advocate, for the petitioners.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents No. 2 to 6.

Mr. Rajnish Maniktala, Advocate, for respondent No. 8.

**COPC No. 56 of 2009**

Mr. Ajay Mohan Goel, Advocate, for the petitioner.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for Union of India.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents-State.

We have heard counsel for the parties.

2. The learned Advocate General, on instructions, submits that the State is more than keen to find out solution to the impending problem. The State is not only willing to pay compensatory costs, as may be determined by the Appropriate Authority, but is, on its own, willing to provide more infrastructure and facilities to strengthen the

-: 2 :-

environmental cause in the concerned region. Those logistics can be worked out only after the decision of the Appropriate Authority with regard to the 841 road projects in question.

3. The learned Assistant Solicitor General of India submits that the MoEF, Government of India, has no objection to examine the proposal initiated by the State Government, but the officials of the said Ministry are finding difficulty in working out the final arrangement and, more particularly, because of the directions given by the learned Single Judge of this Court in order, dated 28<sup>th</sup> August, 2009, in COPC No. 56 of 2009.

4. Keeping in mind this grievance of the respondent-Authorities, we thought it appropriate to direct the Registry to circulate the papers concerning COPC No. 56 of 2009. Although, the order has not been challenged by any Authority or party to the proceedings, in the peculiar facts of the present case, it has become essential to consider whether the direction contained in the said order should be kept in abeyance or otherwise.

5. In our considered opinion, if the direction contained in COPC No. 56 of 2009 is required to be complied by the concerned Authority and, in particular, MoEF, it will not be possible for the MoEF to work on the proposal to be submitted by the State Government, which, as observed in our previous order, is in larger public interest. The issue regarding action to be taken against the erring officials of the concerned departments and Ministry can always be redressed at the appropriate stage, but consideration of the proposal submitted by

-: 3 :-

the State Government cannot and should not brook delay. The issue regarding ratification of the action of the State Government regarding construction of 841 road projects across the State of Himachal Pradesh will have to be resolved in the first place in conformity with the requirement of law, which the State Government as well as the MoEF has assured the Court to consider the same in right earnest.

6. In these peculiar facts, we are inclined to hold that it is but appropriate that the direction given in COPC No. 56 of 2009, in order dated 28<sup>th</sup> August, 2009, should be kept in abeyance to enable the concerned departments to take a final decision on the proposal submitted by the State Government.

7. Counsel appearing for the department as well as the State Government have submitted that the Authorities would report about the possibility and feasibility of granting approval or otherwise on the proposal of the State before the next date of hearing, which can be scheduled after three weeks. In the circumstances, hearing of these matters is deferred till **5<sup>th</sup> September, 2013**, to enable the MoEF, Government of India and the State Government to work out a holistic plan for not only restoration of the environment, besides quantifying the compensatory costs to be paid by the State Government. That will have to be in conformity with the provisions of law and uninfluenced by the observations in the order dated 28<sup>th</sup> August, 2009 in COPC No. 56 of 2009, referred to above.

8. The learned Advocate General assures the Court that in

-: 4 :-

the joint meeting to be held between the officials of the concerned departments and Authorities, broad guidelines will be worked out on the basis of which the plan can be taken forward. We place this submission on record. The joint meeting to be convened on 19<sup>th</sup> August, 2013, in the office of Conservator of Forests (Central), Government of India, Chandigarh, at 11.00 a.m.

**Copy dasti.**

**(A.M. Khanwilkar)  
Chief Justice**

**(Kuldip Singh)  
Judge**

**August 8, 2013**  
*(rajni / sl)*

High Court



## IN THE HIGH COURT OF HIMACHAL PRADESH SHIMLA

**CWP No. 5600 of 2012 a/w CWP No. 9797 of  
2012 & 6809 of 2013.**  
Date of Decision : 06.09.2014

### 1. CWP No. 5600 of 2012

Manoj Kumar

Versus

Union of India & others

....Petitioner

...Respondents

### 2. CWP No. 9797 of 2012

Keshav Negi & others

Versus

Union of India & others

....Petitioners

...Respondents

### 3. CWP No. 6809 of 2013

Liaq Ram Shyam

Versus

Union of India & others

....Petitioner

...Respondents

Coram:

**The Hon'ble Mr. Justice Mansoor Ahmad Mir, Chief Justice.**

**The Hon'ble Mr. Justice Tarlok Singh Chauhan, Judge.**

Whether approved for reporting?<sup>1</sup>

### CWP No. 5600 of 2012

For the petitioner : Mr. Ajay Sharma, Advocate.

For the respondents: Mr. Ashok Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General with Mr. Romesh Verma, Mr. V.S. Chauhan, Additional Advocate Generals and Mr. Kush Sharma, Deputy Advocate General, for the respondents No. 2 to 8.

Mr. C.N. Singh, Advocate, for respondent No. 9.

Mr. Arvind Sharma, Advocate, for respondent No. 10.

<sup>1</sup> Whether the reporters of Local Papers may be allowed to see the judgment?

**CWP No. 9797 of 2012**

For the petitioners : Mr. B.C. Negi, Advocate.

For the respondents: Mr. Ashok Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General with Mr. Romesh Verma, Mr. V.S. Chauhan, Additional Advocate Generals and Mr. Kush Sharma, Deputy Advocate General, for the respondents No. 2 to 6.

Nemo for respondents No. 7.

Mr. Rajnish Maniktala, Advocate, for respondent No. 8.

**CWP No. 6809 of 2013**

For the petitioners : Mr. B.M. Chauhan, Advocate, for the petitioner.

For the respondents: Mr. Ashok Sharma, Assistant Solicitor General of India, for respondents No. 1 & 2.

Mr. Shrawan Dogra, Advocate General with Mr. Romesh Verma, Mr. V.S. Chauhan, Additional Advocate Generals and Mr. Kush Sharma, Deputy Advocate General, for the respondents No. 3 to 5.

**Mansoor Ahmad Mir, Chief Justice (Oral)**

In compliance to the order dated 23.07.2014, respondent No. 5-Chief Conservator of Forests, Dharamshala has filed affidavit in CWP No. 5600 of 2012. It is apt to reproduce paras-3, 4 & 5 of the aforesaid affidavit herein:-

"3. That the spot has been got inspected on 07.08.2014 through Sh.Narender Singh Forest Ranger, Dharamshala and during the spot inspection, it has been found that both the paths mentioned in the present CWP are found fenced with proper fencing which was done

earlier by the department. There is no alteration or damage to the fence. No new work or violation has been found on the spot. Total 250 plants planted in the forest land in question were found surviving on the spot and the plantation is being maintained by the department every year. (Report of Range Forest Officer, Dharamshala is enclosed as Annexure -1).

4. It is, further submitted that concerned Block Officer, Sh. Guldish Chand Dy. Ranger and Beat Guard, Sh. Sachin Kumar were charge-sheeted vide C.F. Dharamshala letter No. 10021 dated 02.03.2013 (copy enclosed as Annexure-II). Sh. Ram Kumar Dogra, HPFS was appointed as Inquiry Officer vide Conservator of Forests, Dharamshala Office Order No. 43/CF/2013 dated 26.06.2013 (Copy enclosed as Annexure-III).  
5. The Inquiry Officer, Sh. Ram Kumar Dogra, HPFS T.A. to CCF Dharamshala vide letter No. 3943 dated 19.08.2014 (Copy enclosed as Annexure-IV) has submitted his Inquiry Report. The matter is under consideration of the Disciplinary Authority i.e. CCF Dharamshala."

Keeping in view the averments contained in the aforesaid affidavit, it appears that the respondents have taken steps to redress the grievances of the writ petitioners.

2. In the given circumstances, the writ petitions are disposed of by directing the respondents to redress the grievances of the writ petitioners, as early as possible, preferably within a year.
3. Pending applications are disposed of.

**(Mansoor Ahmad Mir)  
Chief Justice.**

**September 6, 2014**  
(hemlata)

**(Tarlok Singh Chauhan)  
Judge.**

**MOST URGENT**  
**PERSONAL ATTENTION**

No.PBW(B)E(3)1/2013-I  
Government of Himachal Pradesh  
Public Works Department

From

The Pr. Secretary (PW) to the  
Government of Himachal Pradesh.

To

The Engineer-in-Chief,  
HP PWD, Nirman Bhawan,  
Nigam Vihar, Shimla-2

Dated Shimla-171002, the

18<sup>th</sup> June, 2014.

*F R*  
Subject:-

**Notification- Violation of the provisions of the Forest (Conservation) Act, 1980- approval to cases of construction of roads in compliance of directions passed on 8.8.2013 and 5.9.2013 in CWP No. 5663 of 2012 a/w CWP No. 9797/2012 and COPC No. 56/2009.**

*L.C*  
Sir,

I am directed to enclose herewith a copy of notification No. FFE-B-E(3)-31/2012 dated 30-05-2014 received from the Pr. Secretary(Forest) Government of H.P. addressed to this department, among others on the above cited subject and to request you to issue necessary directions to all CEs for taking further necessary action in the matter.

*be*  
This may be treated as most urgent being High Court matter.

Yours faithfully,

*[Signature]*  
(K.R. Saizal)

Deputy Secretary (PW) to the  
Government of Himachal Pradesh.

Endst. No. As above. Dated Shimla-171002, the

June, 2014.

Copy to the Pr. Secretary (Forests) to the Government of Himachal Pradesh,  
H.P.Shimla-2.

*1131*  
*(a-6-4)*

*[Signature]*  
(K.R. Saizal)  
Deputy Secretary (PW) to the  
Government of Himachal Pradesh.

*[Signature]*  
Dr. Gopal D.

Government of Himachal Pradesh  
 Department of Forests  
 No.FFE-B-F(3)-31/2012

Dated Shimla-171002, the

108  
 20/5/14  
 52885443  
 (web)  
 31/14

### NOTIFICATION

In supersession of Notification No.FFE-B-F(3)-31/2012 dated 24.10.2013, the Governor of Himachal Pradesh is pleased to constitute the following committees to carry out inspection of roads in accordance with the guidelines worked out in a joint meeting of the officials of the Govt. of H.P and Ministry of Environment & Forests, Govt. of India held on 19.8.2013 in pursuance of the orders dated 8<sup>th</sup> August and 5<sup>th</sup> September, 2013 of Hon'ble Court of Himachal Pradesh in CWP No. 5600 of 2012, CWP No.9797 of 2012 and CoPC No.56 of 2009 :-

I **ROAD PROPOSALS IN WHICH NO FURTHER CONSTRUCTION IS REQUIRED.**

1. Divisional Forest Officer of the area	: Chairman
2. Representative of Deputy Commissioner (not below the rank of SDM)	: Member
3. Executive Engineer (HPPWD) of the area	: Member Secretary (In respect of HPPWD roads)
4. Block Development Officer of the area	: Member Secretary (In respect of RD Deptt. roads)
5. Executive Engineer ( Civil) of the area	: Member Secretary (In respect of BRO roads) .

The terms of reference of the Committee are as under:-

i) Carry out inspection of all roads referred in the orders of the Hon'ble High Court of H.P in CWP No. 5600 of 2012, CWP No.9797 of 2012 and CoPC No.56 of 2009.

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- ii) Give a detailed report, road wise on the violation also indicating the extent of violation.
- iii) Indicate road wise measures required, if any, for strengthening the ecology of the area.

II **ROAD PROPOSALS REQUIRING ADDITIONAL WORKS TO BE UNDERTAKEN**

- 1. Conservator of Forests of the area : Chairman
- 2. Superintending Engineer (HPPWD) : Member  
(In respect of HPPWD roads)
- 3. Divisional Forest officer of the area : Member
- 4. Representative of Deputy Commissioner  
(not below the rank of SDM) : Member
- 5. Project Officer, DRDA : Member  
(In respect of RD Deptt. roads)
- 6. Director (Planning) ,Deepak project : Member  
(In respect of BRO roads)
- 7. Executive Engineer (HPPWD) of the area : Member Secretary  
(In respect of HPPWD roads)
- 8. Bock Development Officer of the area : Member Secretary  
(in respect of RD Deptt. roads)
- 9. Executive Engineer ( civil) of the area : Member Secretary  
(In respect of BRO roads)

The terms of reference of the Committee are as under :-

- i) Carry out inspection of all roads referred in the orders of the Hon'ble High Court of H.P in CWP No. 5600 of 2012, CWP No.9797 of 2012 and CoPC No.56 of 2009.
- ii) Give a detailed report, road wise, on the violation also indicating the extent of violation.

- iv) Indicate necessity of undertaking construction of the remaining part yet to be constructed and explore possibility of including minimum forest/trees for the remaining part.
- v) Indicate road wise measures required, if any, for strengthening the ecology of the area.

The Member Secretary shall ensure that a minimum of three roads are inspected by the Committee(s) every month in each Forest Division and road wise report is submitted to the concerned DFO within one week of the date of inspection.

By order

Pr. Secretary (Forests) to the  
Government of Himachal Pradesh

30 MAY 2014

Endst. No. No.FFE-B-F(3)-31/2012

Dated Shimla-171002, the

Copy is forwarded to the following for information and necessary action:-

- 1. The Addl. Chief Secretary (RD) to the Govt. of H.P, Shimla
- 2. The Pr. Secretary (Revenue) to the Govt. of H.P. Shimla
- 3. The Pr. Secretary (PWD) to the Govt. of H.P. Shimla
- 4. The Pr. Chief Conservator of Forests (HoFF) Himachal Pradesh, Talland, Shimla-171001.
- 5. Engineer-in-Chief, HPPWD, Himachal Pradesh, Shimla-2.
- 6. Director (Rural Development, Department) H.P. Shimla-2.
- 7. Director (Planning), Project Deepak, Chaura Maidan, Shimla-171005

Deputy Secretary (Forests) to the  
Govt. of Himachal Pradesh, Shimla-2