

No. 5598

H.P. Forest Department.

Dated Nahan, the 22/3/2023

From: DFO Nahan.

To: Conservator of Forests,
Nahan Circle, Nahan.

Subject:

Diversion of 0.327 ha of forest land in favour of HPPWD for the construction of link road from Bhogpur Simbalwala 0/0 to 3/440 (portion 1/730 to 2/120 and 3/285 to 3/440 i.e. 0.545 km) within the Jurisdiction of Nahan Forest Division Distt. Sirmour. H.P.

Memo:

Kindly refer to Ministry of Environment, Forest and Climate Chang letter No. FC/HPB/06/29/201 dated 20.2.2023 on the subject cited above.

The Reply of observation is given as under:--

2. In this regard, it has been intimated by Executive Engineer HPPWD Nahan that the construction work of the road from Bhogpur to Simbalwala was started during the year 1977 as a footpath track by the Gram Panchayat concerned. The road construction work was initially started by the Gram Panchayat in the year 1990 probably in length of nearly 200mtrs and later its formation cutting was completed by the HPPWD during the year 2001-02. It is further submitted that subject cited FCA violation case has been listed in approval to cases of construction of road in compliance of directions passed by the Hon'ble High Court H.P. on 08.08.2013 and 05-09.2013 in CWP No. 5600 of 2012 a/w CWP No. 9797/2012 and COPC No. 56/2009. The Hon'ble High Court of H.P. has also given the order to regularize 2183 roads including this road which has already been constructed in violation of the provisions of FCA 1980.

Since the violation in this case has been directed to regularize by the Hon'ble High Court H.P., hence in view of this department there is no take any action against the official involved in construction of this road, as it will amount to contempt of Hon'ble High Court's directions. Moreover, this formation cutting in this road was carried out by HPPWD only during the year 2001-02 and before the HPPWD department had no interference in the said road.

However the names of Officials/ officers of HPPWD department and forest department were posted during the period 1990-2001-02 are as under:-

HPPWD Department.		
Sr. No.	Name and Designation of the Officer	Period
1	Er.L.C. Gupta Executive Engineer	01.08.1989 to 07.07.1992
2	Er. D.D Gautam, Executive Engineer	07.07.1992 to 04.07.1994
3	Er. S.S. Rawat, Gupta Executive Engineer	04.07.1994 to 05.11.1998
4	Er. V.K Bhandari, Executive Engineer	05.11.1998 to 05.04.2003
5	Er.J.P. Sharma, Assistant Engineer	11.07.1998 to 29.08.1991
6	Er. M.P. Garg, Assistant Engineer	29.08.1991 to 05.07.1994.
7	Er. R.D. Jain, Assistant Engineer	16.08.1994 to 31.03.2000
8	Er. R.K. Aggarwal, , Assistant Engineer	01.04.2000 to 30.04.2003.

Name and Designation of Forest Officer.				
Sr. No.	Range Forest Officer	Block Officer	Forest Guard.	Period from
1	Sh Sant Ram Rana	Sh Kul Bhusan Singh	Sh Amar Singh	1990-2001-02
2	Sh Ram Parkash	Sh Krishan Dutt.	Sh Ram Parkash	
3	Sh. J.C. Katar	Sh Ganga Ram	Sh Shamsheer Singh	
4	Sh T.R Chauhan		Sh Yashwant Singh	
5	Sh S.P. Singh		Sh Sumer Chand.	
6	Sh Yashpal Ganeria		Jasmer Singh	
7	Sh Nasim Mohd. Didan		Narayan Singh	

No disciplinary action has been taken against the said officials/ officers by the forest department when the road was being constructed.

This is for favour of kind information and necessary action at your end please.

Sorabh
Divisional Forest Officer,
Nahan Forest Division.