



# Himachal Pradesh Forest Department

Shimla Forest Division, Shimla

Mist Chamber Khalini, Shimla-2

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No./ RK/FCA/link road Padech Bhatiyad Kadech /// Dated Shimla-2, the: As per E-signature

From: DCF (Rural), Shimla

To: CCF (T), Shimla

Subject: **Diversion of 2.2973 ha of forest land in favour of HPPWD for the construction of link road Padech Bhatiyad Kadech within the jurisdiction of Shimla Forest Division, Tehsil and District Shimla Himachal Pradesh. (Online Proposal No. FP/HP/ROAD/21589/2016 )**

Sir/Madam,

Please refer to the Integrated Regional Office Memo. No. I/107840/2025 dated 28<sup>th</sup> April, 2025 on the subject cited above.

2. The point wise reply with respect to the observation raised by the Integrated Regional Office, Chandigarh, MoEF&CC vide letter referred to above is given as follows: -

Sl. No.	Observation	Compliance
1.	The State Government shall provide details of action taken against the violation as per provisions mentioned in consolidated guidelines and clarifications issued under Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 and Van (Sanrakshan Evam Samvardhan) Rules, 2023	<p>In this regard it is submitted that this case is listed in the list (appeared at Sr. No. 138 under Shimla Zone) of roads constructed in violation in CWP No. 5600 of 2012 dated 05.09.2013 titled as "Sh. Manoj Kumar Vs Charan Vs UOI and others" linked to the COPC No.56 and in pursuance of Govt. HP Notification No. FFE-B(3)-31/2012 dated 21/10/2013 which has given one time relaxation for all HPPWD roads.</p> <p>It is brought to notice that in the said CWP the Hon'ble High Court of HP has ordered dated 5.9.2013 in paragraphs 6,7 and 8 that the insistence on submitting the list of officers with their names, designations and complete addresses responsible for past violations will be counterproductive <b>(Complete orders attached as Annexure-I)</b> Hence, as guided by the Hon'ble High Court of HP no list of officers responsible for the violation in the present case needs to be called for. Furthermore, the Hon'ble High Court of HP has also ordered about the action to be taken (as desired in EDS 1) in the extant case of violation, in the same CWP, dated 26.7.2023 in paragraphs 1,2,3 where in the Hon'ble Court has inclined to accept the ratification of such roads in</p>

		public interest and in good faith on such conditions. It is further submitted that no further violation has occurred as reported in the above mentioned case and presently no work is ongoing on the site.
2.	The State Government shall submit a detailed status report to the Regional Office in case of 2183 road projects for which directions have been passed by Hon'ble High Court of Himachal Pradesh including the detail of proposals already approved under Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 and the balance cases that are yet to be processed. The decision in such type of cases shall be taken holistically by Regional Office and forward the same to the Ministry along with its comments/recommendations.	In this regard it submitted User agency has uploaded 2183 roads project status report on Parivesh Portal in the Part-I under additional information details named as " <i>REVISED FACTUAL POSITION FROM 2017 ALONGWITH DEPARTMENTAL COMMENTS 25.10.2025</i> ".

This is for favour of kind information and necessary action, please.

**Deputy Conservator of Forest**

**Shimla Forest Division.**

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