

No. D&SJ/RMP/EC/N. Court Build. /2018-1381
Office of the District and Sessions Judge,
Kinnaur Civil and Sessions Division at Rampur Bushahr, H.P.

Dated, Rampur Bushahr the 29th March, 2019.

To

The Nodal Officer,
O/o the Addl. Pr. CCF (FCA),
H.P. Shimla

Subject: - Diversion of 0.5934 ha of forest land in favour of District and Sessions Judge, Kinnaur Civil and Sessions Division Rampur Bushahr, District Shimla, H.P. for the construction of Judicial Courts Complex at Kumarsain, within the jurisdiction of Kotgarh Forest Division, District Shimla, H.P.

Sir,

'Jai Hind'.

Please refer to your office letter No. Ft.48-3891/2019(FCA), dated 2nd February, 2019, on the subject cited above.

In this connection, it is submitted that the replies to the observations/ shortcomings, as mentioned by you in the above said letter are as under:-

Sr. No.	Shortcomings pointed out.	Reply of the office.
1.	Against column A-3, the application has been filed by Shri Pradeep Singh Samyal, District and Sessions Judge, Rampur, whereas against column No. A-3, (xvii), authority letter has been issued in the name of Sh. Padam Singh, District and Sessions Judge, Kinnaur Civil and Sessions Division at Rampur Bushahr. The authority letter should be in the name of person filing the application on behalf of the user agency.	An another matter regarding transfer of forest land in the name judicial department, under FCA, 1980 for the construction extension of Judicial Courts Complex at Shingla chack Rampur had already been applied/registered by online mode at the time of Sh. Pradeep Singh Samyal, the then District and Sessions Judge, Kinnaur Civil and Sessions Division Rampur Bushahr. Similarly this matter regarding transfer of forest land at Kumarsain in the name of Judicial Department had also been registered online mode at the time of above said Judicial Officer. But at that time complete certificates/papers had not been obtained from the concerned agencies by this office. However, the Hon'ble High Court of H.P. had already issued the Authority letter in the name of above said Judicial Officer for this purpose. The Copy of said Authority letter is enclosed herewith. Further, till the completion of all required certificates/papers, as per FCA, 1980, the above

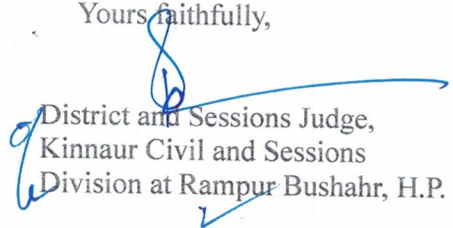
		said Judicial officer had been transferred from Rampur to another station. Therefore, the Hon'ble High Court of H.P. has issued another Authority letter in the name of undersigned for the above said purpose. The copy of said letter is also enclosed herewith.
2.	Against column No. B-2.4, although the component wise breakup of the forest land requirement has been mentioned, but 0.08 ha of forest area required for extension of complex in future has also been mentioned. GoI does not considered proposal for future extension. Thus this component is required to be deleted. Against this column the component wise break of the forest area requirement is required to be given which should tally with the total forest area requirement.	The revised layout plan with breakup wise component has been prepared by this office, as some important requirements/components, which are essential in the Judicial Courts Complex, as per the direction of Hon'ble High Court of H.P. had been left in the earlier layout plan, which have now been included. The component wise break of the forest area requirement has been tallied with the total forest area requirement. The revised layout plan has also been uploaded.
3.	Against Column No. C (iv), although the digital map has been uploaded but the map has not been signed even by the user agency. As per latest requirement of GoI, the map duly signed by the user agency and DFO concerned is required to be uploaded.	The digital map has been signed by the undersigned being user agency as well as by the DFO Kotgarh and same has also been uploaded.
4.	Although the layout plan of proposed building has been uploaded against additional information details. But the details of component as mentioned in layout plan should tally with the component wise breakup mentioned against column No. B-2.4.	The above said shortcoming has been removed by online mode.
5.	Against column No. I (i), 'No', has been mentioned. As per latest instruction of GoI, in case of "No", the distance from the protected area or their Eco sensitive zone is required to be obtained from DFO concerned for uploading	The certificate in this regard has been obtained from the DFO, Kotgarh, the copy of which is enclosed herewith.

	against additional information details.	
6.	The undertaking to pay the additional NPV, if determined by the Hon'ble Supreme Court of India has not been found uploaded against additional information details.	The above said undertaking has been uploaded against additional information details, as required.

It is, therefore, requested that the matter regarding issuance of "No Objection Certificate" for the transfer of above said forest land in the name of Judicial Department for the construction of Modern Judicial Courts Complex at Kumarsain may kindly be further transmitted to the quarter concerned for necessary action, so that the justice to the litigants of the Kumarsain Sub Division at their door step could be provided at the earliest, as per directions of the Hon'ble Supreme Court of India as well as the Hon'ble High Court of H.P.

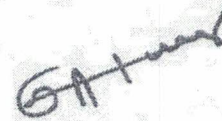
Encl: As above.

Yours faithfully,


District and Sessions Judge,
Kinnaur Civil and Sessions
Division at Rampur Bushahr, H.P.

CERTIFICATE.

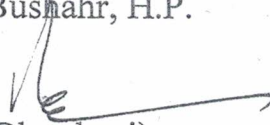
Certified that the aerial distance of the area proposed for construction of Judicial Court Complex at Kumarsain from nearest national park/sanctuary area (Kufri) is approximately 20 km.



Divisional Forest Officer,
Kotgarh Forest Division, HP.

AUTHORITY LETTER

I, Registrar General, High Court of Himachal Pradesh, Shimla, do hereby authorize Sh. Pradeep Singh Samyal, District & Sessions Judge, Kinnaur Civil and Sessions Division at Rampur Bushahr, H.P. to pursue the matter with the forest department under FCA, 1980 for the diversion of land in the name of Judicial Department for the construction of Judicial Court Complex at Kumarsain in the District and Sessions Division Kinnaur at Rampur Bushahr, H.P.


(Rajeév Bhardwaj)
Registrar General,

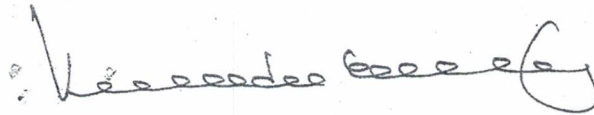
Date: 10.12.2018

High Court of Himachal Pradesh,
Shimla-171001.

AUTHORITY LETTER

I, Registrar General, High Court of Himachal Pradesh, Shimla, do hereby authorize Sh. Padam Singh, District & Sessions Judge, Kinnaur Civil and Sessions Division at Rampur Bushahr, H.P. to pursue the matter with the forest department under FCA, 1980 for the diversion of land in the name of Judicial Department for the construction of Judicial Court Complex at Kumarsain in the District and Sessions Division Kinnaur at Rampur Bushahr, H.P.

Date: 29.12.2018


(Virender Singh)
Registrar General,
High Court of Himachal Pradesh,
Shimla-171001.