

Full title of the project: Rampur Hydro Electric Project (412 MW).

File No.: FP/HP/HYD/12761/2015

Date of Proposal:



CHECK LIST SERIAL NUMBER:-19

DETAILED REPORT ON VIOLATION OF PROVISIONS OF FOREST ACTS

a) The extent (in hectare) of forest land broken/encroached and the number of trees illicitly felled.	Area 0-83-74 ha. No tree felling is involved.
b) The name & designations of the officials/persons who are prima-facie responsible for the contravention of the provisions of the Act, supported by requisite documents.	RHEP Project Proponents.
c) In case, it is not possible to fix the responsibility for commission/omission of any action leading to violation of the provisions of the Act, full explanation with relevant supporting documents to be appended.	Enclosed at page No. <u>44-45</u>
d) Details of action taken by the DFO against illicit felling / encroachment/illegal mining, etc., under the provisions of India Forest Act, 1927/PLPA-1900/other State Forest Acts, etc.	Matter with regard to encroachment and raising of permanent structures over forest land has been reported to Police under Section-32, 33 of Indian Forest Act, 1927 by lodging an FIR. At the same time the encroachment case has been prepared and challaned in the Court of Collector Grade-1-cum-Tehsildar Rampur vide Range Officer Rampur letter dated 1-6-2013.

Place: - Rampur

Dated:- 23/4/15


 Divisional Forest Officer,
 Rampur Forest Division,
 Rampur Bushahr.
 Office Seal 

Countersigned by:-

Chief Conservator of Forests (T),
Rampur Forest Circle, Rampur.

Office Seal

CHECKLIST No.19-Point-c

1. Rampur Hydro Electric Project was anticipated in Anni Forest Division, majority on diverted land, lately, colony for employees was constructed on acquired land in Rampur Forest Division. And the land in question for violation is intermingled with the acquired land for colony & road. This close proximity and intermingling of acquired and forest land resulted in inadvertent use of nominal patch of forest land area measuring 0-27-19 hectare for the construction of road and bridge (Patch A&B). Whereas the large chunk (Patch C&D) of forest land (0-56-55 hectare) used for exhausted river training/ protection work adjoining to the river and protection of road and bridge in the best interest of State as well as to protect the public utility to ensure the safety of public and also to protect the environment.
2. As stated above close proximity and intermingling of acquired and forest land resulted in inadvertent use of forest. Moreover no forest wealth was damaged as the land at the time of start of work was having no forest growth as per joint inspection report. Apart from this no personnel of project had violated the provision of Forest Act for his personal gain and interest. Small patch of land used for the construction of road and bridge to link the remote area of Kullu District on public demand. Due to frequent internal transfer as per work requirement several personnel supervised the construction work..
3. Bridge & road were constructed for developing facility for the villagers putting up on right bank of Satluj in Kullu Distt. and having permanent access to the RHEP Power House. These constructs / development were made in the best interest of public and there were no individual vested interests.
4. RHPS is an entity of SJVN Limited, PSU jointly shared by GOHP, Gol & Public. The SJVN is public sector utility which is a joint enterprise of Gol

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and GoHP having local commitment for a transparent and fair practice to execute the projects in the best interest of State and Nation. There is no personal motive or malafide intention as SJVN has already got diverted 70-30-36 hectares of forest land in Kullu District for RHEP. The omission and commission of this inadvertent error appears to be result of mere confusion of boundaries between SJVN acquired land (site map E) and joining forest land. Had this come into the notice during execution, SJVN as per its policy would have taken the appropriate corrective action accordingly.

5. Although inadvertent error happened due the reason stated above but every necessary precautions was anticipated for the restoration of slopes with Geo Green control blanket teachings.

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General Manager (Project),
Rampur Hydro Electric Project
SJVN Ltd. Jhakri
Distt. Shimla (H.P.)-172201

No.....

H.P. Forest Department

Dated Rampur Rampur/ 1st June 2013

To

The Collector Cum Tehsildar
Rampur Bushar Distt. Shimla H.P.

Subject:- Court Challan U/S 163 of the H.P. Land Revenue Act, 1954.

Respected Sir,

The Challan of encroachment case State of H.P. Forest V/S RHEP Jhakari Tehsil
~~_____~~ Distt. Shimla H.P. encroached upon Forest/Govt. Land is sent herewith in duplicate
alongwith necessary documents and demarcation report for filling the same before the court of
Collector Grade-1 Cum- Tehsildar Rampur Distt. Shimla H.P. under Section 163 of the H.P. Land
Revenue Act, 1954.

It is therefore prayed that the eviction order Under Section 163 of H.P. Land
Revenue Act, 1954 may kindly be issued against the accused.

Complainant

Range Forest Officer,
Rampur Forest Range

Endst. No. 66/m Dated Rampur the 2nd June 2013.

Copy to D.F.O. Rampur For favour of information please.

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01/06/13

Range Forest Officer,
Rampur Forest Range

FIRST INFORMATION REPORT

CIPA-R1.11.00

(Under Section 154 Cr.P.C.)

1. District: SHIMLA P.S.: RAMPUR-BUSHEHAR Year: 2013 FIR No.: 114 Date: 01-07-2013
2. Act(s):
(i) IPC 1860
(ii) INDIAN FOREST ACT, 1927
(iii)
(iv)
- Section(s):
447
null/33
3. Occurrence of Offence:
(a) Day: Saturday Date From: 22-12-2012 Date To: 01-07-2013
Time Period: Time From: Time To:
(b) Information received at P.S.: Date: 01-07-2013 Time: 12:30 hrs
(c) General Diary Reference: Entry No.: 29 Time: 12:30 hrs
4. Type of Information: WRITTEN
5. Place of Occurrence:
(a) Direction and Distance from P.S.: South/9.0 Km. Beat No.: 08
(b) Address: DUTTANAGAR, RAMPUR BSR
(c) In case, Outside the limit of the Police Station:
Name of P.S.: District:
6. Complainant/Informant:
(a) Name: HARDEV SINGH NEGI (S/O) SAGAR CHAND NEGI
(b) Birth Year: Nationality: INDIA
(c) Passport No. Date of Issue: Place of Issue:
(d) Occupation:
(e) Address: AT PRESENT RANGE FOREST OFFICER RAMPUR DISTT SHIMLA HP
7. Details of Known/Suspect/Unknown accused with full particulars(attach separate sheet if necessary):
(i)
(ii)
(iii)
8. Reason for delay in reporting by the complainant/informant: NO DELAY
9. Particulars of the properties stolen/involved(attach separate sheet if necessary):
- | Sl.No. | Property Type(Description) | Est. Value(Rs.) | Status |
|--------|----------------------------|-----------------|--------|
| (i) | | | |
| (ii) | | | |
| (iii) | | | |
10. Total value of property stolen:
11. Inquest Report/U.D Case No., if any:

12. F.I.R Contents(attach separate sheet,if required):

इस समय एक दरखास्त लिखित श्री हरदेव सिंह नेगी पुत्र श्री सागर चन्द नेगी वन परिक्षेत्राधिकारी रामपुर रेंज वाद पुत्रांकित सहायक उप निरीक्षक भगत राम अन्वेषणधिकारी थाना रामपुर बराये कायमी मुकदमा बदस्त आ० मोहर सिंह न० 1418 के प्राप्त थाना हुई जिसका विवरण इस प्रकार से है, "No 58Rpr- H.P Forest Department Dated Rampur, the 31-5-2013 From Range Forest Officer, Rampur Range. To The SHO Rampur Bushahr Distt Shimla H.P. Subject: Registration of FIR against the Rampur Hydro Electric Project Jhakri Tehsil Rampur Distt Shimla H.P. Sir, It is reported that RHEP Jhakri Tehsil Rampur Distt Shimla HP has encroached upon Govt/ Forest land in moza Duttanagar on Khasra No's 627/1/1,628/2/1,625 and 346 by way of constructing permanent structure viz. Bridge Road, Dumping Sites and water lifting pump house The encroachment has been confirmed on dated 22-12-2012 by taking demarcation of land in question by the competent revenue authority. The copy of which is enclosed for ready reference. As per Govt. Notification FFR- B-A [3]-3/2010 dated 05-05-2010 FIR has to be registered against the encroacher's who have constructed permanent structures on Govt./forest land in pursuance of the Govt. Notification FIR may kindly be registered against Rampur Hydro Electric Project. Who has illegally encroached upon Govt./ Forest land in moza Duttanagar at the earliest please. Thanking You. Applicant-Sd/- Hardev Singh श्रीमान जी, निवेदन है कि आज दिनांक 1-7-13 को मन ASI मय आ० मोहर सिंह 1418 के ब्राये तस्दीक रपट न० 27 दिनांक 31-05-13 के व मुकाम दत्तनगर का खाना हुआ था। दौराने तस्दीक रिपोर्ट शिकायत कर्ता सरसरी मौका मुलाहजा तथा रिपोर्ट निशान देही आराजी खसरा न० 627/1/1,608/2/1,625 सालम 346 सालम सरकारी भूमी पर सतलुज जल विद्युत निगम रामपुर परियोजना झाकडी द्वारा अवैध कब्जा पाया गया है जो निशान देही से मामला जेर धारा 447 IPC, 32, 33 IF Act का बकूह से आना पाया जाकर असल प्रार्थना पत्र ब्राये कायमी मुकदमा बदस्त आ० मोहर सिंह न० 1418 के अरसाल थाना है। मुकदमा पंजीकृत करके न० मुकदमा से सुचित करो। मन ASI मशरूफ तफतीश वर मौका हूँ। Sd/- Bhagat Ram I/O PS Rampur Bsr Dt 1-07-13. 11.30AM

13. Action Taken(Since the above information reveals commission of offence(s)u/s as mentioned at item No.2:

(i) Registered the case and took up the investigation

OR

(ii) Directed(Name of the I.O): BHAGAT RAM
No.: 00000999

Rank: ASI

to take up the investigation, OR

(iii) Refused investigation due to:

OR

(iv) Transferred to P.S(name):
on point of jurisdiction.

District:

F.I.R read over to the complainant/informant, admitted to be correctly recorded and a copy given to the complainant/informant, free of cost:

R.O.A.C:

14.

Signature / Thumb Impression
of The Complainant/Informant:

Signature of Officer

Name: KARAM CHAND

Rank: ASI

No.: 08054990

15. Date and Time of despatch to the court: