



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
(सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार)
National Highways Authority of India
(Ministry of Road Transport and Highways, Govt. of India)

NHAI PIU - Shimla, House No. 1, Rishikesh Sadan, Shanti Kutia, Chakkar Shimla-171005, H.P.
Email: pdpiushimla@nhai.org; pdpiushimla@gmail.com | Phone: 0177-2633318



11008/3/2012/Forest/S-K/PIU-SML/ 254

29th April, 2022

To,

The Divisional Forest Officer,
Shimla Forest Division (HP)

Sub: Proposal for diversion of forest land measuring 2.4589 ha. in village Kathali from R/D 127/450 to 128/250 for four laning of Solan-Kaithlighat section of NH-22 (Now NH-05) from Km. 106.139 to Km 129.050 in the state of Himachal Pradesh. (Proposal no.: FP/HP/ROAD/120302/2021)

Ref: (i) RO, MOEF & CC, Shimla letter no. FC/HPB/06/13/2022 dt. 23.04.2022.

Sir,

It is apprised that FCA case for diversion of 2.4589 ha. of forest land in village Kathali from R/D 127/450 to R/D 128/250 for four laning of Solan-Kaithlighat section of NH-22 (Now NH-05) from Km. 106.139 to Km 129.050 in the state of Himachal Pradesh was uploaded on e-parivesh portal on 30.04.2021.

2. Now, Regional Officer, MoEF&CC, Shimla vide letter no. FC/HPB/06/13/2022 dated 23.04.2022 submitted few observation in respect to the subject cited FCA proposal. Parawise compliance of said conditions are as under:

Sr. No.	Observations raised by MoEF&CC, Shimla	Compliance by User Agency
1.	प्रतिउत्तर के बिन्दु संख्या 09 में आपके द्वारा वर्तमान disputed diversion area के संदर्भ में माननीय उच्च न्यायालय, हिमाचल प्रदेश, शिमला के द्वारा पारित 08 दिसंबर 2020 का आदेश संलग्न किया है। माननीय उच्च न्यायालय के उक्त आदेश के अनुसार "The Deputy Commissioner, Solan shall convene a meeting with NHAI authorities and shall take an undertaking from them that if the ownership of the said land is decided by the Competent Court of law in favour of local people, in the event, NHAI will have to bear the compensation amount for making payments to the owners" कहा गया है। अतः इस सम्बंध में NHAI के द्वारा उपायुक्त सोलन को जमा किये गए Undertaking की छायाप्रति वन मण्डल अधिकारी, सोलन द्वारा सत्यापित करवाकर इस कार्यालय में जमा करे।	As far as observation no. 1 is concerned, it is clarified that the referred undertaking was the decision taken in a meeting chaired by Chief Secretary, Govt. of HP on 05.02.2020 and in compliance to the direction NHAI PIU-Shimla has already submitted the undertaking. (Copy of undertaking enclosed) Hence, it is more specifically clarified that Hon'ble high court vide order dated 08.12.2020 (Page no. 7, Para no. 4) directed NHAI to "submit affidavit after FCA permission in respect of payment of compensation amount if judgement of court comes in favour of local people". Hence in compliance of Hon'ble High Court direction dated 08.12.2020 undertaking/affidavit will be submitted



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		by NHAI PIU Shimla after FCA approval.
2.	एफ.आर.ए प्रमाण पत्र सभी निर्धारित अनुलग्नको सहित विधिवत स्वीकृति (Stage-II) के पूर्व इस कार्यालय में जमा करवाया जाएगा। इस सम्बंध में NHAI द्वारा सम्बंधित वन मण्डल अधिकारी से सत्यापित Undertaking इस कार्यालय में प्रस्तुत करे।	Undertaking enclosed
3.	प्रतिउत्तर के क्रम संख्या 16 में सूचित किया गया है की राज्य सरकार की संस्तुति शीर्षक सहित अपलोड कर दी गई है। परन्तु परिवेश पोर्टल पर राज्य सरकार की संस्तुति अभी भी बिना शीर्षके के ही है। अतः इस सही कर अपलोड किया जाए।	Pertains to State Government.

3. In this regard, it is requested to take necessary action so that stage-I approval for diversion of forest land measuring 2.4589 hectare could be obtained at the earliest & encumbrance free land could be provided to the Contractor for starting the four laning work.

Suresh Kumar Sharma

(Suresh Kumar Sharma)

GM (Tech.)-cum-Project Director

NHAI, PIU-Shimla

aw

Full Title of the Project: Proposal for diversion of forest land measuring 2.4589 ha. in village Kathali from R/D 127/450 to 128/250 for four laning of Solan-Kaithlighat section of NH-22 (Now NH-05) from Km. 106.139 to Km 129.050 in the state of Himachal Pradesh.


Proposal No.: FP/HP/ROAD/120302/2021


UNDERTAKING FOR FRA CERTIFICATE

National Highway Authority of India, PIU - Shimla, the user agency, hereby undertakes that, we have applied for FRA Certificate and submitted the application for FRA Certificate to District Collector - Solan (Himachal Pradesh).

We hereby undertake that, we will submit the FRA Certificate in set format before Stage-II approval.

We request you good-self, please consider our request and proceed for further processing.


(Suresh Kumar Sharma)
S.K. Sharma
GM (T)-cum-Project Director
NHAI, PIU-Shimla


Counter signed by :-
Divisional Forest Officer
Shimla Forest Division



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

दूरभाष:- 0177-2633318

सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार

NATIONAL HIGHWAYS AUTHORITY OF INDIA

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ई-मेल :-pdpiushimla@nhai.org & pdpiushimla@gmail.com

11008/2/2012/LA/S-K/PIU-SML/ 3722

27th February, 2020

To,

Land Acquisition: Village Kathali

The Deputy Commissioner,
Distt. Solan, Himachal Pradesh.

Sub: Four laning of Solan-Kaithlighat Section of NH-22 (Now NH-05) from Km. 106.139 to Km. 129.050, under NHDP Phase-III on EPC basis in the state of Himachal Pradesh. **Regarding undertaking for land in Mohal Kathali, Tehsil Kandaghat, Distt. Solan.**

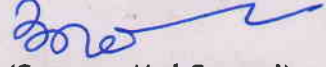
- Ref.:** (i) MOM held on dated 21.10.2019 under the Chairmanship of Worthy Chief Secretary to the Govt. of Himachal Pradesh.
(ii) MOM held on dated 17.01.2020 under the Chairmanship of Worthy Chief Minister to the Govt. of Himachal Pradesh.
(iii) MOM held on dated 05.02.2020 under the Chairmanship of Worthy Chief Minister to the Govt. of Himachal Pradesh.
(iv) MOM held on dated 10.02.2020 under the Chairmanship of Worthy Deputy Commissioner to the Govt. of Himachal Pradesh.

Sir,

Kindly refer the Minutes of Meeting under reference above. As discussed in several meetings with Authorities of State Govt. of Himachal and as decided, please find enclosed herewith the Undertaking from National Highways Authority of India (NHAI) in regard of payment of amount towards compensation value of land and assets attached to that land or payment of amount of NPV, Compensatory Afforestation & Cost of Trees as an when desired by Concerned State Department after resolution of dispute regarding ownership of land. Accordingly as decided, it is submitted that NHAI may be allowed to work on this disputed piece of land without any hindrance.

With Regards,

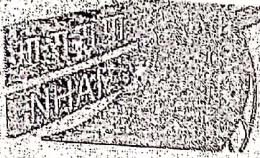
Encl.: As above.


(Sanwar Mal Swami)
PROJECT DIRECTOR
NHAI PIU Shimla

Copy to:

- (i) Regional Officer, NHAI RO Shimla.
(ii) Joint Secretary (Forests), Govt. of Himachal Pradesh.
(iii) The Divisional Forest Officer, Shimla Forest Division, Himachal Pradesh.
(iv) CALA cum SDM Solan, Himachal Pradesh.

प्रधान कार्यालय जी-5 एवं 6, सेक्टर-10 द्वारका, नई दिल्ली-110075
Head Office: G-5&6, Sector-10, Dwarka, New Delhi - 110075



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11008/2/2012/LA/S-K/PIU-SML/ 3721

27th February, 2020

UNDERTAKING

It is hereby undertaken that NHAI will deposit amount of NPV, Compensatory Afforestation & Cost of Trees or Compensation towards Cost of land & assets as applicable for disputed land in Mohal Kathali, coming in the alignment of four laning of Solan to Kaithlighat section of NH-22 (New NH-05) from km 106.139 to km 129.050 (design chainage), as an when desired by Concerned State Department after resolution of dispute regarding ownership of land.

(Sanwar Mal Swami)
PROJECT DIRECTOR
NHAI PIU Shimla


Divisional Forest Officer
Shimla Forest Division
Himachal Pradesh

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