

**Revised Detailed Report on Violation of the Forest Conservation
Act, 1980**

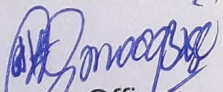
As per the site inspection, it has been observed that the then User Agency (FBI Division Tangmarg) has violated the provisions of Forest (Conservation) Act, 1980 by Constructing already one Filtration plant without processing the case under the provisions of the Act, and without proper Government order in the instant case and is liable for punishment under rule 3 (B) issued by the Assistant Inspector General of Forests Ministry of Environment, Forest & Climate Change (Government of India) Vide F. No. 11-42/2017-FC Dt. 29-01-2018. Further it is to mention that at present the Water Supply Scheme Chandil Wanigam is under the Jal Shakti FBI Division Tangmarg.

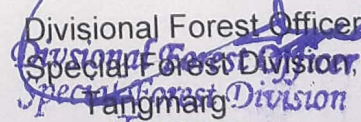
1. The penalty for violation shall be equal to NPV of Forest Land per Hectare for each of Violation from the date of actual diversion as reported by the inspecting Officer with maximum upto five (5) times the NPV plus 12% simple interest till the deposit is made.
2. In case of public utility projects of the Govt. the penalty shall be 20% of the penalty proposed in para (i) above.

The above mentioned user agency has not followed the due procedure for Forest land Diversion and has constructed the already one Filtration plant few years back as reported by Range Officer Gulmarg vide No.881 /ROG dated 06-10-2021. The penalty as such calculated is as under:-

1. Total NPV = 106947/=
2. Penalty for 5 years $(5 \times 106947) = 534735/=$
3. Simple interest @ 12% in penalty amount = 64168.2/=
4. Total Penalty amount = 598903.2/=
5. 20% of recoverable penalty amount (as the project is of public utility)= 119780.64/=

As per the standing Govt. orders/directions and keeping in view the violation of the Forest Conservation Act, 198 the then User Agency (Jal Shakti FBI Division Tangmarg) is recommended to pay 20% of the penalty proposed in the para (i) above which is calculated as Rs. 119780.64 (Rs. One lakh nineteen thousand seven Hundred eighty and sixty four paisa) and it is as such requested/recommended that the case may kindly be approved under the provisions of the FCA-1980, please.


Range Officer
Gulmarg Range
Tangmarg
RANGE OFFICER
GULMARG RANGE
TANGMARG


Divisional Forest Officer
Special Forest Division
Tangmarg
Divisional Forest Officer
Special Forest Division
Tangmarg