

No. SOML-SR-NOC Inesp.(326)/2021- 823  
Office of the Deputy Commissioner,  
Shimla, District Shimla, H.P.

Dated, Shimla-1 the, 14<sup>th</sup> August, 2024.

**INESCAPABILITY CERTIFICATE**

**Whereas,** a Committee of Officers comprising of departments of Revenue, Forest, Municipal Corporation, Shimla, HPPWD and Police department had conducted a joint inspection for the identification of suitable land for construction of Police Post Building at Jutogh, Tehsil Shimla (Rural), District Shimla.

**Therefore,** on the basis of the joint inspection carried out on dated 04-01-2017, it is certified that the Govt. (Forest) land comprising in Khasra No. 1/2/1 area measuring 00-20-99 hectare situated at Mauza/ Mohal Totu, Tehsil Shimla (Rural), District Shimla has been found suitable for the construction of Police Post Building at Jutogh, Tehsil Shimla (Rural), District Shimla.

It has further been reported that there is no other suitable government land available for the above purpose. The diversion of the proposed land for non-forestry purpose is inescapable.

  
**Deputy Commissioner,**  
**Shimla, District Shimla.**  
**Shimla (H.P.)-171001**

Proposed site for Police Post Building Jutogh, at Totu, District Shimla.

JUSTIFICATION

Diversion of 0.2099 hectare of forest land in favour of Himachal Pradesh Police Department for the establishment of Police Post at Jutogh, within the jurisdiction of Shimla Forest Division, Distt. Shimla, HP (FP/HP/Others/33179/2018).

In reply to EDS raised by Regional Office GoI dated 08.02.2024, this office submits as under:-

1. That it is most humbly submitted that Police Post Jutogh falls under the jurisdiction of Police Station West, Shimla, which has been created in British era and is functioning in Cantonment area Jutogh. The Police Post Jutogh is situated at a distance of 9 KM from District Headquarter. This Post shares its border with the Police Station Arki of District Solan, and covers an area encompassing 14 Gram Panchayats with the population of around 60,000 people. There exists many banks, Senior Secondary Schools, Primary Health Centers, two Municipal Corporation Wards, a B.Ed. college, one airport at Jubbarhatti, one Modern Central Jail Kanda and various Government and non-Government institutions.
2. That it is further submitted that this office had previously made correspondence with the Panchayati Raj Department regarding the proposal of land for Police Post Jutogh in the Patwar Circle Totu, Khasra No. 95-96. However, the Panchayati Raj Department declined the above request citing internal requirements.
3. That the Police Department had done liaison with the local public, panchayat authorities and Cantonment Board for finding the non-forest land for the construction of this Police Post. However, they refused to donate and sale the land to Police Department on the reason of shortage of private land. Further, in view of Notification No. Ft. 29-241/B/C49 dated 25.02.1952 issued by Government of Himachal Pradesh, according to which all Govt. waste land has been declared as protected forests and as such, Police Department is making continuous efforts for finding the suitable non-forest land, and in furtherance of the same, Police Department has found two sites having Khasra No.1/2/1 and 1/3 at Mohal Totu.
4. That it is further submitted that joint inspection has been conducted of above said two sites having Khasra No.1/2/1 and 1/3 at Mohal Totu by a committee headed by Sub-Divisional Officer (C) Shimla Rural consisting Police Department, PWD Department, Revenue Department, Municipal Corporation, Forest Department.

5. That after observing all codal formalities and keeping in view the Law and order management, traffic management, drug menace and other important factors in the larger public interest, the above Committee has proposed/selected Government land located at Khasra No. 1/2/1, at Mohal Totu, for the construction of the Police Post building, which is nearby to Totu Bazar as well as adjoining to National Highway. The site/land is just near to the populated area, market, adjoining to National Highway which may also save the reaction time of Police functionary to act in accordance with law in critical situations, from this particular site. Moreover, the above site/land has been selected/recommended by the above stated Joint Inspection Committee to establish the Police Post Totu, Shimla having less trees standing as compared to alternative sites. Further, at this site/land, there exists is no water resource, common path, cremation ground etc.
6. That it is relevant to submit here that apart from this particular site i.e. Government land located at Khasra No. 1/2/1, at Mohal Totu, there is no other suitable non -forest land available in Mohal Totu as well as in the Jutogh Cantonment for construction of the Police Post building. Further, other site/land having Khasra No. 1/3 at Mohal Totu was rejected by the Committee.
7. That the Deputy Commissioner Shimla vide No. SML-SR(57)/2012 dated 11.05.2017 has issued Non-Availability Certificate of non-forest land and accordingly, same has already been uploaded in the web portal.

Keeping in view of above narrated facts and circumstances, the proposed site i.e. Government land located at Khasra No. 1/2/1, at Mohal Totu has been observed highly suitable site/land for the construction of new Police Post building in larger public interest.

Date:- 15-07-2024.  
Place: Shimla

  
**Vijay Kumar** (HPS).  
Dy. Superintendent of Police (HQ).  
Shimla, District Shimla HP.

C/S

  
Divisional Forest Officer  
Shimla Forest Division  
SHIMLA