



ವೇಮನ ವಿದ್ಯಾವರ್ಧಕ ಸಂಘ, ಹುಬ್ಬಳ್ಳಿ-ಧಾರವಾಡ

ಕಾರ್ಯಾಲಯ : ಕೆ.ಎಚ್. ಪಾಟೀಲ ಕಾಲೇಜು ಆವರಣ, ವಿದ್ಯಾನಗರ, ಹುಬ್ಬಳ್ಳಿ - 580 031.

VEMAN VIDYAVARDHAK SANGH, HUBBALLI-DHARWAD

Office : K.H. Patil College Campus, Vidyanagar, HUBBALLI - 580 031.

Ref. No.

Date : 08.08/2020

APPENDIX (See Rule 6)

FORM – 'A'

Form for seeking prior approval of Central Govt under section 2 of the Forest (Conservation) Act 1980 for diversion of fresh of fresh forest areas.

PART-I

A:General details

- (i) **Short narrative of the proposal and project/scheme for which the forest land is required.** Veman Vidya Vardhaka Sangha (The then Reddy Educational and Social League,Dharwad).is established to cater to the educational needs of the students belonging to Poor, backward classes and marginalized Schedule castes and Schedule tribe category specially from Rural areas of this part of Karnataka.

It is charitable organization providing free education to the students without raising any extra tuition fees .The organization runs as many as 12 institutions ie., 1. Sharada Primary School Dharwd, 2.Sharada English Medium Primary School Dharwad 3.Sharada English Medium Schoo I Dharwad. 4 Sharada High School Dharwd.5.VVS Krishna High School Hallikeri,6. ViswaBharati Girls School Hubli 7 VVS High School Gokul road Hubli 8.Sharada PU College Dharwad 9.Viswabharati Girls PU College vidyanagar Hubli 10 VVS KHPatil PU Science and Commerce College Vidyanagar Hubli.11;VVS KHPatil Commerce College Vidyanagar Hubli,12. VVS K.H.Patil Post Graduate College of Commerce Vidyanagar Hubli

All these institutions are being run purely on the broad principles of Philanthropy without an iota of profit. Every year nearly 2000 students are benefited of which nearly 30% from impoverished SC/ST category and 50% from other backward classes.

The founding members of this organization felt the need to establish an **Educational Institute of Excellence** of global standard and bring out potentially best talents from among the students of traditionally backward classes with more emphasis on rural areas.

.Karnataka Govt recognized the genuine intentions of this organization and sanctioned 8 acres of land on lease basis, in Forest Syno 68 of Unkal village a Hubli suburban area in Dharwad District under GoNo;AFD 218 FGL 73 dated 10th December 1973. The lease period was for 30 years.

The lease as discussed above was for the purpose of utilizing the land for the purpose of providing educational facilities. So accordingly this organization embarked upon developing the whole area for the said purpose and made a detailed infrastructure project and sought permission of The Municipal Corporation Hubli Dharwad. There was undue delay on the part of Municipal Authorities to issue permission under the pretext that the surrounding city areas with roads and other civic amenities were not developed.

The authorities gave permission to build school buildings on 5-1-2002. Immediately the infrastructure building activities were taken up on war footing and we could build two class rooms, office rooms and auditorium and a bore well for water requirement was dug. We had leveled the lower portion of the land to create sports infrastructure spending huge money.

We also started conducting classes at primary levels. All the lease conditions were adhered and complied with including remitting of lease amounts on regular basis. As we were in the process of implementing the building projects as per the blue prints prepared the original lease period was approaching the end ie on 9th Dec 2003, So as we are sincere law abiding agency, we started

closing building activity and took immediate action for getting renewal of lease for further period of 30 years

.As per the provisions made in the original lease agreement under the above said Govt Order, We exercised our option for renewal and submitted application for renewal of lease on 12-11-2002 one year before the expiry of the lease period. Later on as per the instructions of the Deputy Conservator of Forests Dharwad under his letter no B3 G.F.L;GUTTIGE;VEMAN;2002-03 DATED 12-05-2003 We submitted fresh application in the prescribed format ie " FORM B PART-1" in 10 sets on 17-7-2003 .

But this was not accepted by the Department and were informed later vide letter no B3-GFL-LEASE-REDDI-2004-05 dated 4-8-2004 to submit fresh application in another format ie FORM A-PART-1 in nine sets .

We were perturbed and confused on receipt of this letter and approached the Department. It was clarified that there were no prescribed formats for renewal of old leases executed under earlier Acts and renewal of such leases prior to F.C.ACT 1980 are also to be submitted in the new format ie FORM A-PART-1 (which was actually prescribed for fresh ones.)

We felt discriminated because the adjoining land of 12 acres of same FSy no 68 which was leased to Forest Employees Cooperative Society by the Govt of Karnataka under the same order of 1973 had not faced the difficulty as we were put into . Our interest also could have been protected by extending similar gesture as was extended to the Forest Employees Housing Society. It is to be kindly noted that Article 14 and 16 of the Constitution of India forbids the Authorities from discriminating .

Even though we felt aggrieved , under protest We submitted the renewal of lease application under FORMAT A PART-1 on 25-11-2008 in ten sets and had completely suspended our activity in the area even though the areas was under our possession.

We received letter from DCF Dharwad under his no B3.GFL.GUTTIGE.REDDI.09-10 dated on 12-7-2011 to find equivalent alternative land to raise compensatory plantation.

On receipt of this we felt elated and our hopes of getting the lease renewed went up high and with all enthusiasm and earnestness we searched equivalent land in Gadag District at Kalasapur Village adjoining to FSNO-27 We purchased and transferred the title of land in the name of DCF Gadag on 30-05-2013.

DCF Gadag had inspected the area and had certified about the suitability of the land for taking up compensatory plantations. In anticipation of renewal DCF Gadag had already taken up the plantation activity which made us to understand that the lease was renewed and we were anticipating the receipt of the same in black and white.

Moreover, In consideration of our fulfillment of all the terms and conditions CCF Dharwad had recommended the renewal of the lease in toto. He had also pointed out that the leased land has lost characteristics of forests. The report of the CCF Dharwad was endorsed by higher Authorities as well as the State Govt.

As it was recommended at all levels we were fully hope full about the renewal, But we received one more shock under letter no B3.PLG.-GFL-CR-2015-16 Dated -09-2015 from DCF Dharwad that he has been directed by Regional Office to inform us that we should resubmit application to restrict the land to one hactre. Moreover the DCF Dharwad without our consent planted the developed playground area of the land to the extent of 3.00 acres. This is clearly an act against the spirits of the Guide lines issued in this behalf.

The guidelines issued in pursuance of Supreme Court Orders in respect of the Forest Conserve Act 1980 **vide Annexure C** in respect of old leases of forest land, the excerpts of which are as below

“ Lessee granted by the State Govts continue to possess the land though these have not been renewed since enactment of the Forest(Conservation) Act 1980 . lessee where rural poor and schedule caste and schedule tribes are being

benefitted should not be dispossessed . Wherever the State Govt desires to continue the lease proposals .should be submitted to this Ministry in the prescribed manner for seeking prior approval under FC Act 1980. Pending final decision the lessees should not be dispossessed of the land' Further it states that In cases where Forest Conservation Act 1980 is attracted proposals for denotification of forest land land should be accompanied by proposals for compensatory plantations

. Hence dispossessing any portion of the leased land from the lessee when the matter of renewal is under active consideration duly recommended by the State Govt amounts to contradiction to the guide lines .

Moreover to establish an institute composite educational institutes so as to provide optimal learning environment , Ministry of human resource has laid down guide lines in respect of extent of land required to establish all infrastructural facilities including sports is 8.00 acres

There fore aggrieved by the above order and keeping above points in mind we made a humble representation in response to above letter ,to Additional Chief Conservator of forests Forest Ecology and Environment Govt of Karnataka , not to compel us for one hactre and requested for the renewal of the entire land as it was absolutely required and had been developed for the purpose it was leased.

Now we are in receipt of letter from the Govt ,that we should once again apply afresh . We are surprised and shocked and are at loss to understand the wisdom behind this instruction

As there is provision to review old lease cases in Guidelines Annexure B , We once again request your kind self to invoke the provisions and review our plea based on the facts of the case as detailed in our application and honour our bonafide claims by restoring our title over the said lease land and redress our genuine grievances by amicably resolving our claim.

Still hoping that both the Govts will not disappoint us and deprive us from serving the cause of education we are resubmitting our proposal in obedience of

instructions of the Regional Office vide letter no F.No.4-KRB 1058-2015-BAN dated 4th June 2020 we are resubmitting our proposal for renewal of the old lease.

A1: Project details: Our Organization strongly committed to the principle that “**education as an effective tool for bringing social change**” We as organization shall focus and promote, with special care, the education of the weaker sections of the rural community .

(1)Name of the Project for which the forest land is required;

The main objectives of this Organization are

- i. Establishment of a composite educational institute to cater to the needs of schedule caste schedule tribes and backward class students having financially poor rural background so as to provide equitable and inclusive education.
- ii. Fostering integrated education through establishment of cluster of Institutional wings there by ending isolation.
- iii. Providing Optimal learning environment and support to students
- iv Providing need based professional courses to combat the present social and environmental crisis.
- v.To undertake certificate courses in the field of Forestry to enable the younger generation to understand the importance of Forests in the Conservation of Nature. This also provides employment opportunity as Certificate holders can work as forest Contractors and participate in rebuilding of the Nation as per our Present Forest Policy.

2) Short narration of the proposal and Project -Scheme(for which the forest land is required;

The establishment of Composite educational Institute;

In order to realize the above objectives the organization has conceived the idea of building a composite educational complex. This institute will provide free education upto high school level and provides different certificate diploma and undergraduate courses. The main focus will be capacity building in the rural youth belonging to SC ST and other backward classes. As this is run on the principle of philanthropy, The fees for such courses will be highly nominal and even free for meritorious ones.

The different wings of the educational center proposed to be run are

1. Pre-primary; basically, this wing deals with children under the age group of 1 to 6 years of age. This deals with the holistic development akin to cognitive, social, expressive and interacting skills or in general the development of the kids. Pre-primary education promotes smooth physical, mental and emotionally development in children with the acquisition of positive habits, and preparing children for primary education are also its objectives.

2 Primary wing; The Primary wing aims to provide opportunities to: acquire literacy, numeracy, creativity and communication skills. Enjoy learning and develop desire to continue learning. Develop ability for critical thinking and logical judgment. appreciate and respect the dignity of work

3. High school wing; This wing aim at providing facilities in line with **Central Schools** which provide all round development of individual personality ,develop scientific attitude , generate in students the sense of responsibility ,inculcate in them the sense of true patriotism. Make them cultivate discipline, co-operation, social sensitiveness an imbibe the rich values of Indian Culture

4. pre-university wing; A Pre-University course encompasses the final two years of higher secondary education, which is equivalent to classes 11 and 12 of CBSE (Central Board of Secondary Education), or plus 1 and plus 2 in other similar boards of education, in other states of India. At PUC, two year pre-university programs are offered in the fields of science, commerce and humanities.

5.Under Graduate wing; This wing aims at producing highly skilled human resource to work on a global platform and make them capable of combating the present crisis both in the Society and Nature

To realize the envisioned objectives , novel professional courses such as certificate, diploma and degrees in the diverse fields of Environment Conservation, Forestry , Physical education, Indian medicine (Ayush), Paramedical, Natural resource management, disaster management, Tourism Telemarketing and others are proposed . It is hoped that these courses will be of great help in the process of Nation building.

(iii) Cost of the project.; The following project components are worked out to provide education to nearly 1900 students from Pre-primary to undergraduate level in one campus

Sl no	Name of the facility	Approximate plinth area in sqft	Cost in Rs
1	Preprimary wing	1500	2250000.00
2	Primary wing	4500	6750000.00
3	High School wing	3000	4500000.00
4	Pre university wing	5000	7500000.00
5	Undergraduate courses	6500	9750000.00
6	Auditorium	2000	3000000.00
7	Gymnasium	1000	1500000.00
8	libraries	3500	5250000.00
9	Computer labs	2000	5000000.00
10	Admn offices and amenities	2000	3000000.00
11	Atletics and other sports facilities	lumsum	4000000.00
	Total	Rs	52500000.00

(iv) Justification for locating the project in forest area.;

Back ground information; Karnataka Govt recognized the genuine intentions of this organization and sanctioned 8 acres of land on lease basis, in Forest Syno 680f Unkal village in Dharwad District under GONo;AFD 218 FGL 73 dated 10th December 1973 for the purpose of establishing educational institution to cater to the needs of the rural poor and SC,ST and other Backward classes. The lease period was for 30 years.

The Organisation faced the difficulty of getting clearance from the local body in earlier years as the area was not yet included in the development plan of the City.. The local body gave permission to build school buildings on 5-1-2002. Although building and other infrastructural facilities taken up on war footing basis, We could only complete two class rooms, office rooms and auditorium and a bore well for water requirement was dug. Play ground was formed by undertaking leveling work. We had actually initiated educational activities by conducting classes at primary level and the area was being used for conducting education related extracurricular activities.

As the end of lease period was fast approaching, we applied well in advance.

As per the provisions made in the original lease agreement under the above said Govt Order, We exercised our option for renewal and submitted application for renewal of lease on 12-11-2002 one year before the expiry of the lease period.

Following are the important points to be considered in support of justification

i. During the entire period of 30 years, this organization has not violated any conditions laid down in the lease deed. We sincerely ceased our activity as there was delay in getting continuation of lease and waited for renewal.

ii. Although civil structures built were less due to above said constraint, the remaining area was being utilized for conducting open door educational programmes without damaging the vegetation or terrain. Thus the entire area was technically utilized for the purpose for which it was leased out.

iii. We have complied all the conditions of original lease deed.

iv. We have handed over equivalent land for taking up compensatory plantation.

v. We humbly urge the authorities to kindly note that ,there is a provision in the guidelines issued under the same Act to honour the commitment of State Govt prior to 1980. We request to invoke the provision and grant the same land by renewing the lease.

vi. We have already made heavy investment in terms of millions of rupees on building infrastructure .

vii. The land has lost its forest character. The fact is endorsed by the chief Conservator, Dharwad Circle.

Viii It is not part of catchment of any important water body as misunderstood by some of the Hon'ble members of the Regional committee. This fact is endorsed by Authorities of Irrigation Department.

ix. Moreover the Karnataka Forest Department has already raised the plantation in alternate land of 8.00 acres handed over by this Organization , in anticipation of renewal of the lease. The whole amount will be infructuous if the commitment is not honored. The alternate land provided by us and where the plantation is raised is contiguous to the existing forest land and has got all the potentialities of getting forest character in near future and merge with adjoining forest area which forms part of Kappat hills rich in flora and fauna.

x. We want to bring to your kind notice that an important fact that, all most all area of the Unkal Forest Sy no 68 is leased out to as many as one dozen user agencies including Forest Employies Housing Society just adjoining to our leased land. The land leased to Forest Employees Housing Society and Journalist housing Sociey are permanently disforested. Hardly there is any land left in actual possession of the Department adjoining this land to take up any forestry activities . The whole land is already fragmented and managing this piece of land as an island amidst surrounding long term leases, disforested areas and

Municipal areas will not serve any scientific purpose of conservation of flora and fauna

xi. Hence it is our humble and honest request, that It will be more practical and prudent to manage the alternate land given by us and already afforested by the Forest Department as it is in contiguous to state forest land, adding to its richness in biodiversity.

xii. Non renewal of this lease and dispossessing this piece of land from this Organization which has embraced in philanthropy of providing quality education with special focus on environment and capacity building to thousands of students from the rural poor and back ward section of the society amounts to injustice and depriving right to education.

xiii. Although we feel aggrieved as stated above, We honestly believe in the magnanimity and wisdom of the Authorities in both the State and Central Govts and accordingly in obedience of their order no. letter no F.No.4-KRB 1058-2015-BAN dated 4th June 2020 of Regional Office we have made fresh application and sent proposal for renewal of our lease granted by State Govt in 1973.

xiv. Continuation of lease will help in the conservation of forests and development of tree growth out side the forests ,as We have envisioned to run courses related to the forestry also.

xv. We also humbly submit that we are ready to pay the cost of plantation raised in a portion of our leased land by the Karnataka Forest Department and will utilize the available land without causing any damage to the existing tree growth of valuable species.

Xvi. Employment likely to be generated ; . The Organization will employ nearly 100 teaching faculty and nearly the same number of non teaching staff to run the organization on permanent basis. The infrastructure building activity will generate nearly 200000 man days in terms of labour employment. We are aiming at providing novel professional courses hence the products of this Institute will

be absorbed in various sectors there by creating thousands of employment opportunities in many sectors including forestry.

Given this background, under these circumstances We hope this Organization genuine requirement will be sympathetically considered

(v) Cost-benefit analysis (to be enclosed). Not applicable

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2. Purpose-wise break-up of the total land required:

SLNO	PURPOSE	AREA REQUIRED
1	Preprimary wing; building	0.10
2	Primary wingl buildings	0,20
3	High School wing; buildings	0,20
4	Pre university wing buildings	0.20
5	Undergraduate courses BUILDING	0.50
6	Auditorium& Gymnasium	0.25
7	libraries	0.20
8	Computer labs	0,10
9	Admn offices and amenities	0.10
10	Atletics and other sports facilities	1.388
	Total	3.238



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ಕಾರ್ಯಾಲಯ : ಕೆ.ಎಚ್. ಪಾಟೀಲ ಕಾಲೇಜು ಆವರಣ, ವಿದ್ಯಾನಗರ, ಹುಬ್ಬಳ್ಳಿ - 580 031.

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Signatures

Date 8/8/2020

Place

(Signature)
Hon. Treasurer
Veman Vidyavardhak Sangh
Hubli - Dharwad