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**Jammu & Kashmir Forest Department**  
**Office of the Pr. Chief Conservator of Forests & HoFF**  
**Government of Jammu & Kashmir**

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**UNDERTAKING**

The CEO J&K CAMPA hereby undertakes that the money from the State Fund shall be released to Divisional Forest Officer as per approved CA scheme with respect to the following proposal:

"Diversion of 1.2 ha of forest land in favour of National Highways and Infrastructure Development Corporation Ltd., PIU, Khellani for construction of Bi-directional Tunnel at Km. 83 of length 495 meter including approach road to 664 meter and a major bridge of 110 meter from Km. 82+675 to Km. 82+925 on NH-244 in Jammu and Kashmir on EPC mode, under Forest Division and District Kishtwar, Jammu and Kashmir (online proposal No. FP/JK/Road/44916/2020)".

No. *pccf/campa/3054*  
Dated: *10/10/2020*

*Ja n*  
(Sarvesh Rai) IFS

Additional Principal Chief Conservator of Forests,  
Chief Executive Officer (CAMPA)





# OFFICE OF THE DIVISIONAL FOREST OFFICER,

Kishtwar Forest Division, Kishtwar. (Forest Complex Sarkoot, Kishtwar)

Tel./ Fax No.: 01995-259465 e-mail : [dfokishtwar1@gmail.com](mailto:dfokishtwar1@gmail.com), [dfokishtwar.for-jk@nic.in](mailto:dfokishtwar.for-jk@nic.in)

The Nodal Officer FCA

(O/o Pr. Chief Conservator of Forests J&K).

No. 62-64/FCA/KFD  
Dated 07-10-2020

Sub: Diversion of 1.2 Ha. Of forest land in favour of NHIDCL, PIU. Khellani for Construction of Bi-directional tunnel at km 83<sup>rd</sup> of length 495 m including approach road of 664 m and a Major Bridge of 110 m from km 82+675 to km 82+925 on NH - 244 in UT of Jammu & Kashmir on EPC mode, under Forest Division & District Kishtwar, Kammu and Kashmir (Online Proposal No. FP/Jk/Road/44916/2020)

Sir,

The In-principle proposal for the Construction of Bi-directional tunnel at km 83<sup>rd</sup> of length 495 m including approach road of 664 m and a Major Bridge of 110 m from km 82+675 to km 82+925 on NH - 244 in UT of Jammu & Kashmir has been accorded by the Regional Office, MoEF, Chandigarh vide File No. 9-JKB501/2020-CHA dated 13.08.2020. The User Agency NHIDCL, vide letter NHIDCL/PMU-Kishtwar/Km.83<sup>rd</sup>/2020-21/132 dated 24.09.2020 had uploaded the Stage-I Compliance report on PARIVESH Portal and has been sent to Nodal Officer, J&K. However, the point wise compliance report is as follows:

1.	Cost of Compensatory Afforestation CA scheme may be realized from the User Agency	<ul style="list-style-type: none"> <li>A commutative demand of Rs. 16,22,600/- Lakhs for all components involved under subject proposal was raised by this office vide No:- 47-50/FCA/KFD dated:- 24-08-2020 in favour of User Agency, NHIDCL. The requisite cost compensatory Afforestation (C.A) amount to Rs. 10.92 lacs included in the demand stands deposited by the User Agency through online generated challan on the web portal and same has been realized and reflected on the PARIVESH Portal.</li> </ul>
2.	Net Present Value (NPV) of the forest land being diverted for Non-forestry purpose may be realized from the User Agency, as per Ministry's directions issued vide letters No.-5-3/2007-FC dated 05.02.2009 and Hon'ble Supreme Court of India's Order dated 30 <sup>th</sup> October 2002, 28 <sup>th</sup> March, 2008 24 <sup>th</sup> April 2008 and 9 <sup>th</sup> May 2008.	<ul style="list-style-type: none"> <li>The requisite amount of Rs. 4.106 lacs as NPV included in the above reference demand stands also deposited by the User Agency through online generated challan on the web portal and same has been realized and reflected on the PARIVESH Portal</li> </ul>
3.	As per the orders of the Government of India vide letter No.-5-2/2010-CAMPA dated 24.06.2011, the Net Present Value (NPV) of the forest land and all other CA levies shall be deposited through web portal of Ministry of Environment, Forest and Climate Change ( <a href="http://www.Parivesh.nic.in">www.Parivesh.nic.in</a> )	<ul style="list-style-type: none"> <li>The requisite amount for all components totaling Rs. 16,22,600/- have been deposited by the User Agency through online generated challan on the web portal and same has been realized and reflected on the PARIVESH Portal</li> </ul>





## OFFICE OF THE DIVISIONAL FOREST OFFICER,

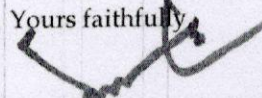
Kishtwar Forest Division, Kishtwar. (Forest Complex Sarkoot, Kishtwar)

Tel/ Fax No.: 01995-259465 e-mail : dfokishtwar1@gmail.com, dfokishtwar.for-jk@nic.in

4.	User Agency Should ensure that compensatory levies (CA Cost, NPV, etc.) are deposited through challan generated on the web portal and deposited in appropriate bank only. Amount deposited through other mode will not be acceptable as compliance of the stage-I clearance.	• The requisite amount of Rs. 16,22,600/- have been deposited by the User Agency through online challan generated from the web portal of Ministry of Environment, Forest and Climate Change (www. Parivesh.nic.in)
5.	Revised site suitability certificate for 2.4 Hectares to be submitted.	• The Revised Site Suitability Certificate of 2.4 Ha. Is attached herewith.
6.	Divisional Forest Officer shall furnish undertaking that the approved CA site (s) will not change without the approval of the Competent Authority.	• Undertaking regarding No Change in Approved CA Site is attached herewith.
7.	The CEO State CAMPA shall furnish undertaking that the funds under state CAMPA will be released to Divisional Forest Officer as per approved CA scheme.	• Pertains at the level of CEO State CAMPA

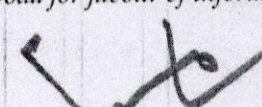
It is further to submit here that the number of tress felling as per Regional Office, MoEF, Chandigarh file No.: 9-JKB501/ 2020/ CHA Dt: 13-08-20 in condition B (ii) have been shown as 461 Trees, but in actual no tree felling is involved in the proposal, hence necessary correction is required to be made in the final Approval of the proposal.

Yours faithfully,

  
Sagar Singh (SFS)

Divisional Forest Officer,  
Kishtwar.

- (1) Copy submitted to the Chief Conservator of Forests, Jammu for favour of information please.  
(2) Copy submitted to the Conservator of Forests, Chenab Circle Doda for favour of information please.

  
Sagar Singh (SFS)

Divisional Forest Officer,  
Kishtwar.





No. NHIDCL/PMU-Kishtwar/Km. 83<sup>rd</sup>/2020-21/ 132

Date 24.09.2020

To,  
Nodal Officer (Addl. PCCF)  
Jammu & Kashmir

**Name of Work:** Construction of Bi-directional tunnel at km 83<sup>rd</sup> of length 495 m including approach road of 664 m and a Major Bridge of 110 m from km 82+675 to km 82+925 on NH - 244 in UT of Jammu & Kashmir on EPC mode.

**Sub:** Compliance of Stage-I of forest proposal and request for according working permission-reg.

**Forest Proposal No. -** FP/JK/ROAD/44916/2020

Ref: (i) RO Chandigarh, MOEF letter 9-JKB501/2020-CHA dated 13.08.2020.  
(ii) DFO, Kishtwar letter no. 47-50/FCA/KFD dated 24.08.2020.  
(iii) MoEF Circular FC-11/115/2019-FC dated 13.09.2020.

Sir,

The subject project is construction of 495m underground tunnel to bypass an identified Black Spot which is ravaged by rockfall and had caused many casualties in the past. The project envisages diversion of 1.2 Hect. Forest land which comprises 1.15 Hect. underground land and .05 Hect. open land. Regional office, Chandigarh, MoEF vide letter 9-JKB501/2020-CHA dated 13.08.2020 has accorded the in-principle approval subject to conditions mentioned below whose compliance has been completed on part of Indenting agency i.e. NHIDCL and same has been detailed para wise below:

S.No.	Conditions for Compliance as per RO, Chandigarh, MoEF vide letter dated 13.08.2020	Compliance by User/ Indenting Agency, NHIDCL
1.	Cost of Compensatory Afforestation CA scheme may be realized from the User Agency	<ul style="list-style-type: none"> <li>DFO Kishtwar vide ref. letter dated 24.08.2020 has raised a demand of Rs. 16,22,600/- Lakhs from the Indenting Agency NHIDCL which includes an amount of Rs. 10,92,000/- for value of Cost of Compensatory afforestation. The demand note was uploaded on the web portal for verification of Nodal Officer.</li> <li>After acceptance of demand note, the requisite amount of Rs. 16,22,600/- has been submitted in the J&amp;K State CAMPA fund through online generated challan on the web portal on 28.08.2020 (Copy Enclosed). The payment confirmation has been realized and reflected on the PARIVESH Portal. (copy attached).</li> </ul>
2.	Net Present Value (NPV) of the forest land being diverted for Non-forestry purpose may be realized from the User Agency, as per Ministry's directions issued vide letters No.-5-3/2007-FC dated 05.02.2009 and Hon'ble Supreme Court of India's Order dated 30 <sup>th</sup> October 2002, 28 <sup>th</sup> March, 2008 24 <sup>th</sup> April 2008 and 9 <sup>th</sup> May 2008.	<ul style="list-style-type: none"> <li>Demand note for Rs. 16,22,600/- raised by DFO vide letter dated 24.08.2020 includes an amount of 4.106 Lakhs for cost of Compensatory afforestation as per extant guidelines of Ministry and directions of Hon'ble Supreme Court. The demand note was uploaded on the web portal for verification of Nodal Officer.</li> <li>After acceptance of demand note, the requisite amount of Rs. 16,22,600/- has been submitted in the J&amp;K State CAMPA fund through online generated challan on the web portal on 28.08.2020 (Copy Enclosed). The payment confirmation has been realized and reflected on the PARIVESH Portal. (copy attached).</li> </ul>
3.	As per the orders of the Government of India vide letter No.-5-2/2010-CAMPA dated 24.06.2011,	<ul style="list-style-type: none"> <li>The requisite amount of Rs. 16,22,600/- for Net Present Value (NPV) of the forest land and all other CA levies has</li> </ul>

*Saurav*

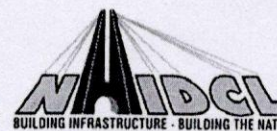


**NATIONAL HIGHWAYS & INFRASTRUCTURE DEVELOPMENT CORPORATION LTD.**

MINISTRY OF ROAD, TRANSPORT & HIGHWAYS (GOVT. OF INDIA)

PMU Kishtwar: H.No.89, Ward No. 9, Sheetla Road, Near- Kulled Chowk, Kishtwar.

Email: pmunhidclkishtwar@gmail.com Website: www.nhidcl.com



	the Net Present Value (NPV) of the forest land and all other CA levies shall be deposited through web portal of Ministry of Environment, Forest and Climate Change ( <a href="http://www.Parivesh.nic.in">www. Parivesh.nic.in</a> )	been deposited in the J&K State CAMPA on 28.08.2020 (copy enclosed) through online challan generated after acceptance of demand note by Nodal Officer from the web portal of Ministry of Environment, Forest and Climate Change ( <a href="http://www. Parivesh.nic.in">www. Parivesh.nic.in</a> ).
4.	User Agency Should ensure that compensatory levies (CA Cost, NPV, etc.) are deposited through challan generated on the web portal and deposited in appropriate bank only. Amount deposited through other mode will not be acceptable as compliance of the stage-I clearance.	<ul style="list-style-type: none"> <li>The requisite amount of Rs. 16,22,600/- for Net Present Value (NPV) of the forest land and all other CA levies has been deposited in the J&amp;K State CAMPA on 28.08.2020 (copy enclosed) through online challan generated from the web portal of Ministry of Environment, Forest and Climate Change (<a href="http://www. Parivesh.nic.in">www. Parivesh.nic.in</a>)</li> </ul>
5.	Revised site suitability certificate for 2.4 Hectares to be submitted.	<ul style="list-style-type: none"> <li>Undertaking from DFO attached.</li> </ul>
6.	Divisional Forest Officer shall furnish undertaking that the approved CA site (s) will not change without the approval of the Competent Authority.	<ul style="list-style-type: none"> <li>Undertaking from DFO attached.</li> </ul>
7.	The CEO State CAMPA shall furnish undertaking that the funds under state CAMPA will be released to Divisional Forest Officer as per approved CA scheme.	<ul style="list-style-type: none"> <li>Compliance pertain on part of CEO State CAMPA.</li> </ul>

Also, the additional conditions to be complied with **after** final approval is accorded (refer Para B) is as follows:

S.No.	Conditions for Compliance as per RO, Chandigarh, MoEF vide letter dated 13.08.2020	Compliance by User/ Indenting Agency, NHIDCL
1.	Legal Status of the forest land will remain unchanged	<ul style="list-style-type: none"> <li>Agreed</li> </ul>
2.	Efforts to be made to fell minimum number of trees not to exceed 461 trees.	<ul style="list-style-type: none"> <li>No tree felling is involved in the proposal. No. of trees felling detail may be corrected.</li> </ul>
3.	Trees should be felled under strict supervision of the state Forest Department.	<ul style="list-style-type: none"> <li>No tree felling is involved in the proposal.</li> </ul>
4.	The CEO, State CAMPA Authority shall ensure release of funds under CAMPA to the DFO for raising CA Plantation as per CA scheme approved by this office.	<ul style="list-style-type: none"> <li>Compliance pertain on part of State Government/State CAMPA.</li> </ul>
5.	The DFO Shall ensure taking up CA scheme at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority.	<ul style="list-style-type: none"> <li>Compliance pertain on part of DFO.</li> </ul>
5.	The CA would be carried out over 2.4 Hect on degraded forest land respectively as per CA scheme and the funds will be provided by the user agency. The plantation will be done within one year from the date of issue of the approval.	<ul style="list-style-type: none"> <li>The Funds for CA scheme has been already deposited with the State CAPMA. Copy of demand note and Challan attached.</li> </ul>
6.	The forest land will not be used for any other purpose than mentioned in the proposal.	<ul style="list-style-type: none"> <li>Agreed.</li> </ul>
7.	The forest land proposed to be diverted shall under no circumstances be transferred to other agency, department or person with the approval of the central government.	<ul style="list-style-type: none"> <li>Agreed.</li> </ul>
8.	The layout plan of the proposal shall not changed with the prior approval of the central government.	<ul style="list-style-type: none"> <li>Agreed.</li> </ul>
9.	No damage will be done adjoining forest land	<ul style="list-style-type: none"> <li>Agreed</li> </ul>

*Sama*





10.	The User Agency shall raise strip plantation on both sides and central verge of the road at the project as per IRC specifications with maintenance of seven to ten years.	• Agreed
11.	The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court.	• Agreed
12.	The User agency shall carry out muck disposal at pre-designated sites as per the scheme approved by the forest department. The required soil conservation scheme should be taken up by the user agency for which fund should be provided as per the current rate of works.	• Agreed
13.	The user agency shall provide firewood preferably alternate fuels to the laborers and the staff working at sites so as to avoid any damage and pressure on the nearby forest areas.	• Agreed
14.	Any other condition that this Regional Office may stipulate from time to time in the interest of conservation, protection and development of forest and wildlife.	• Agreed
15.	It will be the responsibility of the state government /User agency to obtain all other prior approvals /clearances under all other relevant Acts/Rules/ Courts' Rulings/instructions etc. including environmental clearance as applicable to this proposal.	• Agreed

3. In view of the above, it is requested to process for Stage-II clearance and accord the working permission to user agency, NHIDCL at the earliest so that work on the project site could be commenced as the project site does not involve felling of any tree. This would ensure the timely completion of project.

4. This issues with the approval of Competent Authority.

*Saurav Deo*

(Saurav Deo)

Manager (P),

PMU-Kishtwar, NHIDCL

Copy to :

(i) The Executive Director-P, RO-Jammu for information please

(ii) The Deputy Commissioner, Kishtwar for information.

(iii) The Chief Conservator, Chenab Circle, for information and necessary action.

(iv) The Divisional Forest officer, Kishtwar-Division for information and necessary action.



Revised Site Suitability certificate

This to certify that location/site of 2.40 Hect. area identified for the Compensatory Afforestation in lieu of Forest land falling under the alignment of project construction of Bi-directional Tunnel including approach road and a major bridge at Kuligarh is degraded forest land and found suitable for Compensatory Afforestation. This is required for establishment and greening of ecologically fragile and degraded forest area to improve pmicro-ecology of the area.

S.No.	Location	Range	Plantation area (Hect)	Division	Remarks
01	18/K	Bhumsheru, Kishtwar	2.40	Kishtwar	Ten years plan for CA.


  
Divisional Forest Officer  
**Divisional Forest Officer**  
**Forest Division Kishtwar**



Undertaking for No Change in approved CA site.

It is to undertake that the Compensatory Afforestation site (details mentioned below) would not be changed without approval of the Competent Authority

S.No.	Location	Range	Plantation Area (Hect)	Division	Remarks
01	18/K	Bhumsheru, Kishtwar	2.40	Kishtwar	Ten years plan for CA.

  
Divisional Forest Officer  
Forest Division Kishtwar