

FORM-I
(for linear projects)
Government of Himachal Pradesh
Office of the District Collector, Mandi

No. DC-MND(LR)-Z(32)-8/2016

Dated Mandi, the 22 March, 2017

TO WHOSOEVER IT MAY CONCERN


In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No. 11-9/98-FC(pt.) dated 3rd August, 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA', for short) on the forest land proposed to be diverted for non-forest purposes read with MoEF's letter dated 5th February, 2013 wherein MoEF issued certain relaxation in respect of linear projects, it is certified that 2.58 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of Pairi Pasta to Hawanu road falls within the jurisdiction of Pasta village in Balh Tehsil.

It is further certified that:

- (a) The complete process for the identification and settlement of rights under the FRA has been carried out for the entire 2.58 hectare of the forest land proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub Division Level Committee(s) and the District Level Committee are enclosed as annexure I to V.
- (b) The diversion of Forest land for facilities managed by the Government as required under section 3 (2) of the FRA has been completed and the gram sabha (s) have given their consent to it.
- (c) The proposal does not involve recognized rights of Primitive Tribal Groups and Pre agricultural communities.

This certificate is being issued in the light of guidelines given in letter No. 11-9/98-FC (pt.) dated 05-02-2013.

Encl.: As above.


District Collector,
Mandi District Mandi H.P.

अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006

ग्राम सभा पस्ता
विकास खण्ड सेल्ह जिला मण्डी (हि.प्र.)

प्रतिनिधि प्रस्ताव

गणपूर्ति 138 / 193

दिनांक

प्रस्ताव संख्या

विषय हि.प्र. लै. नि. नि. ०

हवाण के निर्माण हेतु पस्ता

विभाग/संस्था को पैड़ी पस्ता

जंगल/वन क्षेत्र में प्रस्तावित 2-58 हैक्टयर वन भूमि के उपयोग की मजूरी के लिए सहमति प्रदान करने हेतु।

ग्राम सभा पस्ता

14-9-2014 को

की गई जिसमें हि.प्र. लै. नि. नि. ० 11:00 AM बजे स्थान

की बैठक आज दिनांक

पस्ता के निर्माण हेतु

पस्ता (घाट)

विभाग/संस्था को

पस्ता

हि.प्र. लै. नि. नि. ० जंगल/वन क्षेत्र में प्रस्तावित

2-58

हैक्टयर वन भूमि के उपयोग की मजूरी के लिए सहमति प्रदान करने पर चर्चा की गई।

सभी प्रासंगिकों ने संबंधित वन भूमि का प्रस्तावित कार्य हेतु उपयोग के उद्देश्यों को पूरी तरह समझने पर दावा सब सम्मति से यह निर्णय लिया कि यह ग्राम सभा उपरोक्त प्रस्ताव के लिए वन भूमि दिए जाने पर सहमत है।

ग्राम सभा की इस बैठक में अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006 के अन्तर्गत वन अधिकारों के दावों के निपटारे पर भी चर्चा की गई तथा सर्व सम्मति से यह पारित किया गया कि उपरोक्त अधिनियम के अन्तर्गत वन अधिकारों के दावों के निपटारे सम्बंधित सारी प्रक्रिया पूरी की जा रही है/कर ली गई है तथा प्रस्तावित 2-58 हैक्टयर वन भूमि को पैड़ी पस्ता के निर्माण हेतु उपयोग के लिए ग्राम सभा पस्ता की सहमति दी जाती है।

स्थान पस्ता
दिनांक 04-01-2015

अधीकृत हस्ताक्षरकर्ता
ग्राम सभा संरक्षण समिति
Himel Chandel
पस्ता, जिला मण्डी (हि.प्र.)

अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006

वन अधिकार समिति
ग्राम सभा पस्ता

प्रतिलिपि प्रस्ताव

प्रस्ताव संख्या 1

दिनांक 04-01-2015

वन अधिकार समिति, ग्राम सभा पस्ता की बैठक आज
दिनांक 04-01-15 को 11-00 AM बजे, स्थान पस्ता में
श्री/श्रीमति दिशाल चंद की अध्यक्षता में की गई जिसमें
02 गांव/गावों के अनुसूचित जनजाति और अन्य परम्परागत वन निवासियों
से अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम
2006 के अन्तर्गत पस्ता जंगल/वन क्षेत्र से सम्बन्धित वन
अधिकारों के दावे हेतु प्राप्त आवेदनों पर चर्चा की गई, जिसमें पैडी पस्ता** हवाण सड़क
के निर्माण के लिए 2.58 हैबटेयर वन के उपयोग-भूमि की मंजूरी प्रस्तावित
है।

वन अधिकारों के प्रस्तावों के साथ प्रस्तुत दस्तावेजों के अध्ययन तथा उस पर विस्तृत चर्चा
के उपरान्त यह समिति इस नतीजे पर पहुंची कि श्री/श्रीमति पस्ता का
जंगल/वन क्षेत्र में पस्ता के लिए अधिकार हेतु दावा नियमानुसार
सही पाया गया/सही नहीं पाया गया। तदनुसार समिति इस दावे को पारित करते हुए इसे उप-
खण्ड स्तर की समिति को प्रेषित करती है/तदनुसार समिति इस दावे को निरस्त करती है।

स्थान पस्ता
दिनांक 04-01-2015

ग्राम प्रचारक पिता गिरीश अधिकारी
ग्राम संचायक बालकृष्ण

पस्ता, जिला मण्डो (हि.प्र.)

** प्रोजेक्ट/कार्य का नाम जिसके लिए वन (संरक्षण) अधिनियम, 1980 के अन्तर्गत वन भूमि के
उपयोग की अनुमति दी जानी है।

अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006

ग्राम सभा पस्ता
प्रतिलिपि प्रस्ताव

प्रस्ताव संख्या - 2

दिनांक 14/09/2014

ग्राम सभा पस्ता की बैठक आज दिनांक 14-09-2014 को
वन स्थान पस्ता में श्री/श्रीमति हिमाल चन्द की अध्यक्षता में
की गई जिसमें पस्ता गांव के अनुसूचित जनजाति और अन्य परम्परागत
वन निवासी (वन अधिकारों की मान्यता) अधिनियम, 2006 के अन्तर्गत धरैडा (पस्ता) जंगल/वन
क्षेत्र में (जिसमें वन विभाग द्वारा 42 फीट पस्ता हवा के निर्माण के लिए 2.58 हेक्टेयर वन
भूमि के उपयोग की मजूरी प्रस्तावित है) वन अधिकारों के लिए दावे हेतु इस ग्राम सभा की वन अधिकार समिति की
सिफारिश के उपरान्त प्राप्त हुए गांव वासीयों के आवेदनों पर चर्चा की गई। वन अधिकारों के प्रस्तावों के साथ
प्रस्तुत दस्तावेजों के अध्ययन तथा उस पर विस्तृत चर्चा के उपरान्त इस ग्राम सभा द्वारा निम्न लिखित पात्रों का
दावा नियमानुसार सही पाया गया :-

क्र.सं. * पात्र ग्राम-वासी का नाम जंगल का नाम वन अधिकार का व्यौरा

1 42 फीट पस्ता हवा धरैडा (पस्ता)

तदनुसार यह ग्राम सभा इस दावे/इन दावों को पारित करते हुए इन उप खण्ड स्तर की समिति को प्रेषित करता है।

~~प्रस्ताव~~ में यह निम्न लिखित पात्रों का दावा नियमानुसार सही नहीं पाया गया:-

क्र.सं. * पात्र ग्राम वासी का नाम

1 ~~42 फीट पस्ता हवा~~

तदनुसार ग्राम सभा इस दावे/इन दावों को निरस्त करती है।

~~ग्राम सभा~~ की वन अधिकार समिति से प्राप्त सूचना के अनुसार धरैडा (पस्ता) जंगल/वन क्षेत्र में कोई भी वन
अधिकार का दावा प्राप्त नहीं हुआ

स्थान पस्ता

दिनांक 14-09-2014

अधीकृत हस्ताक्षरकर्ता

ग्राम सभा पस्ता

Himal chand

* ग्रामवासी/ग्राम वासीयों के नाम जिन्होंने इस वन क्षेत्र/जंगल में वन अधिकार के दावे के लिए आवेदन किया है।

** प्रोजेक्ट/कार्य का नाम जिसके लिए वन (संरक्षण) अधिनियम, 1980 के अन्तर्गत वन भूमि के उपयोग की अनुमति दी जाती है।

OFFICE OF THE SDO CIVIL, SADAR
DISTRICT MANDI (H.P)

Proceedings of the meeting of the Sub-Division level Committee constituted under Schedule Tribes & Other Traditional Forest Dwellers (Recognition of Rights) Act (FRA), 2006 .

A meeting of the Sub-Division level Committee of SADAR Sub-Division, constituted under FRA, 2006 was held under the chairmanship/chairpersonship of Mr/ MS VIVEK BHATIA, C.A.S. SDO (Civil) SADAR on _____ at _____ AM/PM at _____ (Place) in which the application(s) of the applicant(s) of PASTA Gram Sabha, claiming rights in GHAREJAD PASTA forest area(s) under FRA, 2006, duly processed and recommended by the Gram Sabha, were discussed to consider the same for recommendation to the District Level Committee.

After scrutiny of the documents and detailed discussions, the claim of following applicants were found to be in order and recommended for admission to District Level Committee :-

S.No. Name of Applicant* Name of Forest Detail of forest Right

1. —
2. —

Claims of following applicants were not found in order and hence rejected.

S.No. Name of Applicant* Name of Forest Detail of forest Right

1. —
2. —

OR

As informed by PASTA Gram Sabha, no application was received claiming rights in forest area.

GHAREJAD PASTA

Place: MANDI

Date 8-4-2015

SADAR
SDO (Civil)-cum-Chairman/Chairperson
Sub-Divisional Officer (Civil)
Sadar Sub-Division, Mandi

*Name of the local people who have applied for admission of rights in the said forest area.

Proceeding of the meeting of the District Level Forest Right Committee held under the Chairmanship of Deputy Commissioner, Mandi on 21.02.2017.

The following were present in the meeting:

- | | |
|---|------------------|
| 1. Addl. District Magistrate, Mandi | |
| 2. Sub Divisional Officer (C) Sadar | Member Secretary |
| 3. Sub Divisional Officer (C) Balh | |
| 4. Sub Divisional Officer (C) Padhar | |
| 5. Sub Divisional Officer (C) Dharampur | Member |
| 6. Divisional Forest Officer, Nachan | Member |
| 7. Divisional Forest Officer, Suket | Member |
| 8. ACF, Mandi Forest Division | |
| 9. Tehsildar Karsog | |
| 10. Sant Ram Thakur, Zila Parishad Member, Balichowki | Member |
| 11. Rajni Naik, Zila Parishad Member, Ward No. 30 Behal | Member |

At the very outset the Chairman-cum Deputy Commissioner Mandi, welcomed all the participants. The Member Secretary with the permission of the Chair started the meeting. Following proposal under FRA were put for discussion:-

Sr. No.	Sub Division	Name of Scheme
1	Dharampur	00-48-34 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of link road from Harnehra to Lavanpur falls within the jurisdiction of Lungram village in Dharampur Tehsil.
2		00-69-13 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of road from Dhaloun to Rakh falls within the jurisdiction of Bag village in Dharampur Tehsil.
3		00-16-73 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of road from Dhaloun to Rakh falls within the jurisdiction of Dhaloun village in Dharampur Tehsil.
4		00-92-62 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of link road Thana to Langehad falls within the jurisdiction of Langehad village in Dharampur Tehsil.
5		00-48-00 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of Dharampur to Satnehar link road falls within the jurisdiction of Dharampur village in Dharampur Tehsil.
6		00-45-90 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of link road NH-70 to Hawani falls within the jurisdiction of Hawani village in Dharampur Tehsil.
7		00-47-77 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of link road Tourjajar to Putlifald falls within the jurisdiction of Chah village in Dharampur Tehsil.

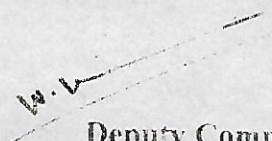
8		00-56-95 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of link road Tourjajar to Putlifald falls within the jurisdiction of Putlifald village in Dharampur Tehsil.
9		00-45-22 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of link road Bararta Jaiar Patti Janhial Kathali Reur falls within the jurisdiction of Hukkal village in Dharampur Tehsil.
10		00-54-32 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of link road Bararta Jaiar Patti Janhial Kathali Reur falls within the jurisdiction of Katchali village in Dharampur Tehsil.
11		00-32-49 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of link road Bararta Jaiar Patti Janhial Kathali Reur falls within the jurisdiction of Reur village in Dharampur Tehsil.
1	Karsog	04-06-05 bighas of forest land proposed to be diverted in favour of HPPWD department for the construction of Tattapani to Shakra road falls within the jurisdiction of Tattapani and Kidia villages in Karsog Tehsil.
2		29-13-04 bighas of forest land proposed to be diverted in favour of HPPWD department for the construction of road from Karsog to Chindhi via Dachehan falls within the jurisdiction of Nowa, Dachhehan, DPF Chakranth, DPF Chindi, Chindi, DPF Kanjol villages in Karsog Tehsil.
3		32-12-05 bighas of forest land proposed to be diverted in favour of HPPWD department for the construction of road from Naglog Nala to Syainj falls within the jurisdiction of DPF Khadra, Mahavan, Anog, Sianj villages in Karsog Tehsil.
1	Janjehli	24-02-09 bighas of forest land proposed to be diverted in favour of HPPWD department for the construction of Jhared to Bagdathach road falls within the jurisdiction of Thua, DPF fadihar, Seri, Seri Narayan, Khair, Karganoo and Jhamach villages in Thunag Tehsil.
2		33-08-02 bighas of forest land proposed to be diverted in favour of HPPWD department for the construction of Bagdathach to Chachgalu road falls within the jurisdiction of Khanwach, Thach and Jhamach villages in Thunag Tehsil.
1	Sadar	1.2608 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of Khadkalyana to Matyari road falls within the jurisdiction of Sadoh village in Kotli Tehsil.
2		0.9330 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of Khadkalyana to Dodra Balh road falls within the jurisdiction of Sadoh village in Kotli Tehsil.
3		0.4759 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of Kalohtar to Broha road

		falls within the jurisdiction of Ropa Matyal village in Kotli Tehsil.
4		1.4279 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of Kalothar to Broha road falls within the jurisdiction of Dawahan village in Kotli Tehsil.
5		08-07-04 bighas of forest land proposed to be diverted in favour of HPPWD department for the construction of Dwahan to Kot Pansada Ropa Baroha Matyal road falls within the jurisdiction of Alag village in Kotli Tehsil.
6		02-13-18 bighas of forest land proposed to be diverted in favour of HPPWD department for the construction of Dwahan to Kot Pansada Ropa Baroha Matyal road falls within the jurisdiction of Dawahan village in Kotli Tehsil.
1	Balh	2.58 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of Pairi Pasta to Hawanu road falls within the jurisdiction of Pasta village in Balh Tehsil.
2		4-17-6 bighas of forest land proposed to be diverted in favour of HPPWD department for the construction of Rigger Parauli Nal Koyla Mata Mandir road falls within the jurisdiction of Chawari village in Balh Tehsil.
1	Padhar	2.22 hectare of forest land proposed to be diverted in favour of HPPWD department for the construction of Ropa to Sagnal road falls within the jurisdiction of Drun, Chucchal and Sagnal villages in Padhar Tehsil.
2		0.9174 hectares of forest land proposed to be diverted in favour of I&PH department for the construction of water supply scheme in Mandi District falls within jurisdiction of DPF Panjond, Panjond, Graman, Kharyan, Dhamchyan, Cheling village, in Tehsil Padhar.

The detailed discussion and scrutiny of the proposal, and documents placed on record revealed that above proposals are for linear Projects. For linear projects MOEE Govt. of India has issued a clarification on dated 05-2-2013, wherein exemptions for the requirement of obtaining consent Gram Sabha (s) as stipulated in clause © read with clause (b), (e) and (f) in second para of Ministry of environment and forests letter dated 03.8.2009, has been granted. These exemptions are granted with the conditions that no rights of PTGs and PACs should be affected.

On this issue a meeting was held in this office on 29-05-2015 in which Conservator of Forest, Mandi, Addl. District Magistrate, Mandi, all Sub Divisional Officers (C) of Mandi District and all Tehsildars/Naib Tehsildars of Mandi District were present. It has been decided in the above meeting that if in a village there are no recognized PTG/PAC, then the requirement of the consent of Gram Sabha is not required for linear projects. All the Sub Divisional Officer (C) present in the meeting informed that there is no population

PTG and PAC in their respective jurisdiction. Conservator of forest also endorsed the same. A list of PTG as obtained from the website of Ministry of Tribal Development of Government of India wherein the name of H.P. does not appear was also perused. Thus it was agreed by all that in Mandi District there is no recorded population of PTG/PAC, hence the issue of their rights does not arise at all. Further Commissioner (Tribal Development), Himachal Pradesh vide his letter No. TBD.F(TDM)1-1/2007-XXIII dated 17-07-2015 has informed that no Particularly Vulnerable Tribal Group (PVTG) exists in the State. Thus for above linear projects DLC recommends the issuance for FRA Certificates in the light of Guidelines given in letter No. F.No.11-9/98-FC (pt) dated 05-02-2013.


Deputy Commissioner,
Mandi District, Mandi.