

I/11372/2020

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

Dated Mandi, the 18.02.2020

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 0.2775 Hectare of forest land proposed to be diverted in favour of HPPWD Department for the construction of Goart Chamehar Fakdohal Kaltari road (Portion Chamehar Fakdohal Km 0/00 to 2/500) falls within jurisdiction of Phakdol village in Dharampur 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 0.2775 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 जन जाति व अन्य परम्परागत वन निवासी वन अधिकारों की मान्यता अधिनियम 2006

वन अधिकार समिति

मुहाल सभा- पखरोल

ग्राम पंचायत- खनौड़

प्रतिलिपि प्रस्ताव

प्रस्ताव संख्या- 09

दिनांक- 20-05-2014

वन अधिकार समिति मुहाल सभा- पखरोल की बैठक आज दिनांक 20-05-2014 को 11 बजे स्थान पखरोल में श्री/ श्रीमति बीर सिंह की अध्यक्षता में की गई जिसमें पखरोल मुहाल के अनुसूचित जनजाति व अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम 2006 अर्न्तगत वन अधिकारों के लिए दावे हेतु प्राप्त हुए गांववासियों के वन अधिकारों के आवेदनों पर चर्चा की गई। वन अधिकारों के प्रस्तावों के साथ प्रस्तुत दस्तावेजों के अध्ययन तथा उस पर विस्तृत चर्चा के उपरान्त निम्न प्रकार से कार्यवाही की गई-

कुल प्राप्त आवेदन- 1

सही दावों का ब्योरा:-

क्रम संख्या	पात्र गांव वासी का नाम	जंगल का नाम	वन अधिकार का ब्योरा
1	1	1	1

तदनुसार यह मुहाल सभा इस दावों/इन दावों को पारित करने हेतु मुहाल सभा से इसकी सिफारिश करती है।
उपरोक्त में से निम्नलिखित पात्रों का दावा नियमानुसार सही नहीं पाया गया:-

क्रम संख्या	पात्र गांव वासी का नाम
1	1

तदनुसार मुहाल सभा इस दावों/इन दावों को निरस्त करने की सिफारिश करती है।

या

मुहाल/गांव में कोई भी वन अधिकार का दावा प्राप्त नहीं हुआ है।

स्थान- पखरोल

दिनांक- 20-05-2014

सचिव सचिव

वन अधिकार समिति

मुहाल सभा- पखरोल

ग्राम पंचायत- खनौड़

अध्यक्ष

वन अधिकार समिति

मुहाल सभा- पखरोल

ग्राम पंचायत- खनौड़

ग्रामवासी/ग्रामवासियों 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 के अर्न्तगत वन भूमि के उपयोग की अनुमति दी जाती है।

अनुसूचित जन जाति व अन्य परम्परागत वन निवासी वन अधिकारों की मान्यता अधिनियम 2006

वन अधिकार समिति

मुहाल का नाम-	पञ्चडोल
ग्राम पंचायत का नाम-	खनौड़
मुहाल सभा सदस्य संख्या-	146
सभा में उपस्थित सदस्य संख्या-	74/146

प्रतिलिपि प्रस्ताव

प्रस्ताव संख्या 02

दिनांक 20-05-2014
20-05-2014

मुहाल सभा पञ्चडोल की बैठक आज दिनांक 20-05-2014 को 11 बजे स्थान पञ्चडोल में श्री/श्रीमति वीरसिंह की अध्यक्षता में की गई जिसमें मुहाल के अनुसूचित जनजाति व अन्य परम्परागत वन निवासी वन अधिकारों की मान्यता अधिनियम 2006 अन्तर्गत इस मुहाल सभा की वन अधिकार समिति की सिफारिश के उपरान्त प्राप्त हुए गांववासियों के आवेदनों पर चर्चा की गई। वन अधिकारों के प्रस्तावों के साथ प्रस्तुत दस्तावेजों के अध्ययन तथा उस पर विस्तृत चर्चा के उपरान्त निम्न प्रकार की कार्यवाही की गई :-

कुल प्राप्त आवेदन-

सही दावों का ब्यौरा:-

क्रम संख्या	पात्र गांव वासी का नाम	जंगल का नाम	वन अधिकार का ब्यौरा
—	—	—	—

तदनुसार यह मुहाल सभा इस दावों/दन दावों को पारित करते हुए इसे उप-खण्ड की समिति को प्रेषित करती है।

उपरोक्त में से निम्नलिखित पात्रों का दावा नियमानुसार सही नहीं पाया गया:-

क्रम संख्या	पात्र गांव वासी का नाम
—	—

तदनुसार मुहाल सभा इस दावों/इन दावों को निरस्त करती है।

इस मुहाल सभा की वनअधिकार समिति से प्राप्त सूचना के अनुसार मुहाल पञ्चडोल में कोई भी वन अधिकार का दावा प्राप्त नहीं हुआ है।

स्थान

दिनांक

पञ्चडोल
20-05-2014

(पंचायत सचिव सचिव)

मुहाल सभा-
पञ्चडोल

ग्राम पंचायत

वि० ख० धर्मपुर, मण्डी हिमप्र०

OFFICE OF THE SDO CIVIL, Charampur
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 Charampur Sub-Division, constituted under FRA, 2006 was held under the chairmanship/chairpersonship of Mr./Ms. DR. VIKRAM NAHTAN SDO (Civil) Charampur on 22/8/15 at 11:00 AM/PM at Spia (Place) in which the application(s) of the applicant(s) of FAKDOL Gram Sabha, claiming rights in forest area(s) under FRA, 2006, duly processed and recommended by the FAKDOL 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. NIL

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. NIL

2.

OR

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

Place: Charampur

Date 22/8/15

SDO (Civil)-cum-Chairman/Chairperson

Sub-Divisional Magistrate

Charampur Distt. Mandi (H.P.)

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

I/11372/2020

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

Dated Mandi, the 18-02-2020

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 0.5056 Hectare of forest land proposed to be diverted in favour of HPPWD Department for the construction of Goart Chamehar Fakdolhal Kaltari road (Portion Chamehar Fakdolhal Km 0/00 to 2/500) falls within jurisdiction of Khaltri village in Dharampur 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 0.5056 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.

0. Kgo
5.5.16

2094 - 5-516

Annexure-I

अनुसूचित जन जाति व अन्य परम्परागत वन निवासी वन अधिकारों की मान्यता अधिनियम, 2006

वन अधिकार समिति

मुहाल सभा

ग्राम पंचायत

कालगी
अर

प्रतिलिपि प्रस्ताव

दिनांक

प्रस्ताव संख्या 01

वन अधिकार समिति मुहाल सभा कालगी को बैठक आज दिनांक 14-5-2014 को 11 बजे कालगी मुहाल के अनुसूचित जनजाति व अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम 2006 के अंतर्गत वन अधिकारों के लिए दावे प्राप्त हुए गांववासियों के वन अधिकारों के आवेदनों पर चर्चा की गई। वन अधिकारों के प्रस्तावों के साथ प्रस्तुत दस्तावेजों के अध्ययन तथा उस पर विस्तृत चर्चा के उपरान्त निम्न प्रकार से कार्यवाही की गई:-

कुल प्राप्त आवेदन:- 20

सही दावों का ब्यौरा:-

क्रम संख्या	पात्र गांव वासी के नाम	जंगल का नाम	वन-अधिकार का ब्यौरा

तदनुसार यह मुहाल सभा इस दावे/ इन दावों को पारित करने हेतु मुहाल सभा से इसकी सिफारिश करती है। उपरोक्त में से निम्नलिखित पात्रों का दावा नियमानुसार सही नहीं पाया गया:-

क्रम संख्या	पात्र गांव वासी के नाम

तदनुसार मुहाल सभा इस दावे/ इन दावों को निरस्त करने की सिफारिश करती है:

या

मुहाल/गांव में कोई भी वन अधिकार का दावा प्राप्त नहीं हुआ है।

बन्दोबस्त के दौरान तैयार की गई वाजिब उल अर्ज नक्शा बर्तन एवं वन बन्दोबस्त रिपोर्ट में वर्णित सामुदायिक वनाधिकारों एवं सामुदायिक वन संसाधन के अधिकारों को जांचा गया एवं मुहाल सभा को निर्णय हेतु प्रेषित किया गया। वन संसाधनों के मानचित्र एवं परंपरागत सीमाएँ वन विभाग के अभिलेख के अनुसार ही माने गए।

स्थान कालगी
दिनांक 14-5-2014

अध्यक्ष
वन अधिकार समिति
सचिव
वन अधिकार समिति
मुहाल कालगी
ग्राम पंचायत अर
वि० अ० धर्मपुर, जि० मण्डी (हि० प्र०)

अध्यक्ष
वन अधिकार समिति
मुहाल सभा कालगी
ग्राम पंचायत अर
मुख्यालय खण्ड
वि० अ० धर्मपुर, जि० मण्डी (हि० प्र०)

मुहाल सभा का नाम.....कालगरी
ग्राम पंचायत का नाम.....अरु
मुहाल सभा सदस्य संख्या.....177
उपस्थित सदस्य संख्या.....90

प्रतिलिपि प्रस्ताव

प्रस्ताव संख्या.....01

दिनांक 22-05-2014

मुहाल सभा कालगरी की बैठक आज दिनांक 22-5-2014 को 11 बजे कालगरी में श्री/श्रीमती सुश्रीमान सिंह की अध्यक्षता में की गई व उपरोक्त मुहाल सभा की गणपूर्ति निम्न प्रकार से है, जिसमें मुहाल सभा के अनुसूचित जनजाति व अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम-2006 के अंतर्गत इस मुहाल सभा की वन अधिकार समिति की सिफारिश के उपरान्त हुए। गांववासियों के आवेदनों पर चर्चा की गई। वन अधिकारों के प्रस्तावों के साथ प्रस्तुत दस्तावेजों के अध्ययन तथा उस पर विस्तृत चर्चा के उपरान्त निम्न प्रकार से कार्यवाही की गई:-

कुल प्राप्त आवेदन:- सुश्रीमान सिंह

सही दावों का ब्यौरा:-

क्रम संख्या	पात्र गांव वासी के नाम	जंगल का नाम	वन-अधिकार का ब्यौरा
_____	_____	_____	_____

तदनुसार यह मुहाल सभा इस दावे/ इन दावों को पारित करते हुए इसे उप-खण्ड की समिति को प्रेषित करती है। उपरोक्त में से निम्नलिखित पात्रों का दावा नियमानुसार सही नहीं पाया गया:-

क्रम संख्या	पात्र गांव वासी के नाम
_____	_____

तदनुसार मुहाल सभा इस दावे/ इन दावों को निरस्त करने की सिफारिश करती है। इस मुहाल सभा की वन अधिकार समिति से प्राप्त सूचना के अनुसार मुहाल कालगरी में कोई भी वन अधिकार का दावा प्राप्त नहीं हुआ।

वन अधिकार समिति के प्रस्ताव के अनुसार बन्दोबस्त के दौरान तैयार की गई वाजिब उल अर्ज नक्शा बर्तन एवं वन बन्दोबस्त रिपोर्ट में वर्णित सामुदायिक वनाधिकारों एवं सामुदायिक वन संसाधनों के अधिकारों को सही पाया गया एवं उक्त अधिकारों के दावे को स्वीकार किया गया। वन संसाधनों के मानचित्र एवं परंपरागत सीमाएँ वन विभाग के अभिलेख के अनुसार ही माने गए।

स्थान
दिनांक

कालगरी
22-5-2014

सचिव पंचायत समिति
वन अधिकार समिति
ग्राम पंचायत
मुहाल
ग्राम पंचायत
वि० ख० धर्मपुर, जि० मण्डी हि०प्र०

OFFICE OF THE SDO (CIVIL), DHARAMPUR
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 Dharampur Sub-Division, constituted under FRA, 2006 was held under the chairmanship/chairpersonship of Mr/ Ms Kushosilal SDO (Civil) D/Div on 26/7/2016 at 11:00 AM/PM at Office Place in which the application(s) of the applicant(s) of Kaltsi Gram Sabha, claiming rights in Kaltsi forest area(s) under FRA, 2006, duly processed and recommended by the Kaltsi 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. — Nil —

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.

— Nil —

OR

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

Place: Dharampur

Date: 26/7/2016

SDO (Civil)-cum-Chairman/Chairperson

[Signature]
Sub-Divisional Officer (C)
Dharampur Dist. Mandi (H.P.)

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 03.09.2015 at 11.00 AM

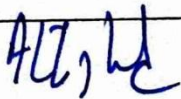

The following were present in the meeting:

- | | |
|---|------------------|
| 1. Addl. District Magistrate, Mandi | Member Secretary |
| 2. Divisional Forest Officer, Mandi | Member |
| 3. Divisional Forest Officer, Jogindernagar | Member |
| 4. Divisional Forest Officer, Nachan | Member |
| 5. Dy. Conservator of Forest, Sundernagar | Member |
| 6. Sant Ram Thakur, Zila Parishad Member, Slapper | 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. First of all he expressed his anguish that all non –official members had been called to attend the meeting but only one of them is present in the meeting. He apprised that communication was sent to every non-official member through post and also through concerned SDM and confirmation of which is telephonically submitted by SDM concerned.

Number of proposal under FRA which were received from various Sub Division:-

Sr. No.	Name of Sub Division	Number of Proposal	Proposals found in order	Incomplete proposals
1.	Sarkaghat	145	49	96
2.	Dharampur	18	18	0
3.	Jogindernagar	33	0	33
4.	Gohar	48	34	14

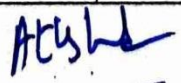



अतिरिक्त जिला दण्डाधिकारी
मण्डो जिला मण्डो (हि.प्र.)

SUB DIVISION DHARMPUR

1	Dharmpur	Sandhole	Sandhole	27-07-2014	29-10-2014	30-10-2014	22-08-2015	Case is fit.
2	-do-	Khanod	Khanod	23-02-2014	26-05-2014	26-05-2014	22-08-2015	Case is fit.
3	-do-	Khanod	Pakhdol	16-02-2014	20-05-2014	20-05-2014	22-08-2015	Case is fit.
4	-do-	Khanod	Gorat	23-02-2014	28-05-2014	28-05-2014	22-08-2015	Case is fit.
5	-do-	Khanod	Chapehad	16-02-2014	20-05-2014	20-05-2014	22-08-2015	Case is fit.
6	-do-	Samod	Parli Paryar	19-10-2014	19-01-2015	21-01-2015	22-08-2015	Case is fit.
7	-do-	Samod	Samod	20-10-2014	20-01-2015	22-01-2015	22-08-2015	Case is fit.
8	-do-	Samod	Tadun	18-10-2014	18-01-2015	20-01-2015	22-08-2015	Case is fit.
9	-do-	Samod	Arli Paryar	17-10-2014	17-01-2015	19-01-2015	22-08-2015	Case is fit.
10	-do-	Dhawali	Dhawali	02-02-2014	06-05-2014	11-05-2014	22-08-2015	Case is fit.
11	-do-	Dhawali	Richli	02-02-2014	10-05-2014	18-05-2014	22-08-2015	Case is fit.
12	-do-	Dhawali	Tarolha	23-02-2014	06-07-2014	10-07-2014	22-08-2015	Case is fit.
13	-do-	Dhawali	Gamhdhal	02-02-2014	10-05-2014	18-05-2014	22-08-2015	Case is fit.
14	-do-	Dharmpur	Kalswai	02-02-2014	08-07-2014	13-07-2014	22-08-2015	Case is fit.
15	-do-	Dharmpur	Banwarkalan	02-02-2014	22-07-2014	27-07-2014	22-08-2015	Case is fit.
16	-do-	Dharmpur	Dharmpur	02-02-2014	02-07-2014	20-07-2014	22-08-2015	Case is fit.
17	-do-	Dharmpur	Chapanu	02-02-2014	02-07-2014	12-07-2014	22-08-2015	Case is fit.
18	-do-	Dharmpur	Bardana	02-02-2014	08-07-2014	13-07-2014	22-08-2015	Case is fit.

SUB DIVISION GOHAR

1.	165	-do-	Kiling	Pavo	23-02-2014	27-05-2015	27-05-2014	07-07-2015	Case is fit.
2.	166	-do-	Bela	Bela	12-03-2014	12-07-2014	12-07-2014	07-07-2015	Case is fit.


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									after issuance of proclamation
43.	207	-do-	Gohar	Kandhi Tilli	12-02-2014	14-05-2014	14-05-2014	07-07-2015	-do-
44.	208	-do-	Gohar	Harheli	10-02-2014	12-05-2014	12-05-2014	07-07-2015	-do-
45.	209	-do-	Gohar	Narahli	09-11-2014	09-02-2015	09-02-2015	07-07-2015	-do-
46.	210	-do-	Delag Tikkri	Deoli	29-01-2014	01-05-2014	01-05-2014	07-07-2015	Case is fit
47.	211	-do-	Delag Tikkri	Delag Tikkri	29-01-2014	01-05-2014	01-05-2014	07-07-2015	Case is fit
48.	212	-do-	Delag Tikkri	Kathla	30-01-2014	01-05-2014	01-05-2014	07-07-2015	Case is fit

The detailed discussion and scrutiny of the proposal, and documents placed on record revealed that 49 proposals of Sarkaghat Sub Division (Entered at Sr. No.1,3,10,11,12,13,14,15,16,17,18,19,20,47,48,49,50,51,52,95,96,97,98,99,102,103,104,105,106,107,110,111,112,113,114,115,116,117,118,119,120,124,125,126,127,128,129,130 and 131 in the list of Sarkaghat Sub Division) , 18 proposals of Dharampur Sub Division (entered at Sr. No. 1to 18 in the list of Dharampur Sub Division) and 34 proposals of Gohar Sub Division (entered at Sr. No. 1,2,3,4,13,14,15,16,17,19,20,21,22,23,25,26,27,28,29,30,31,32,33,34,35,36,37,38,39,40,41,46,47, and 48 in the list of Gohar Sub Division) for different muhals were found in order. Thus keeping in view the recommendation of SDLC and discussion in DLC the claims of ST and other Forest dwellers of 101 muhals are settled and same are found to be nil.

Atul

बति० जिला दण्डाधिकारी
मण्डी जिला मण्डी (हि.प्र.)

6

Sandeep Kadam, IAS,
Deputy Commissioner,
Mandi District, Mandi.
Phone No. 01905-225201.

Proceeding of the meeting of the District Level Forest Right Committee held under the Chairmanship of Deputy Commissioner, Mandi on 30.08.2016.

The following were present in the meeting:

- | | |
|--|------------------|
| 1. Addl. District Magistrate, Mandi | Member Secretary |
| 2. Sub Divisional Officer (C) Sadar | |
| 3. Sub Divisional Officer (C) Balh | |
| 4. Sub Divisional Officer (C) Karsog | |
| 5. Sub Divisional Officer (C) Gohar | |
| 6. Sub Divisional Officer (C) Padhar | |
| 7. Sub Divisional Officer (C) Jogindernagar | |
| 8. Sub Divisional Officer (C) Dharampur | |
| 9. Sub Divisional Officer (C) Janjehli | |
| 10. Ms. Priyanka Verma, IAS Probationer | |
| 11. Divisional Forest Officer, Mandi | Member |
| 12. Divisional Forest Officer, Nachan | Member |
| 13. Divisional Forest Officer, Suket | |
| 14. ACF Karsog. | |
| 15. Divisional Forest Officer, Jogindernagar | |
| 16. District Revenue Officer, Mandi | |
| 17. Tehsildar Sarkaghat | |
| 18. Smt. Neelam Sharma, President, M.C Mandi. | |
| 19. Sant Ram Thakur, Zila Parishad Member, Balichowki | Member |
| 20. Pradeep Kumar, Zila Parishad Member, Ward No. 30 Behal | Member |
| 21. Rajni Nail, Zila Parishad Member | 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.

Number of proposal under FRA which were received from various Sub Division:-

Attested
मुख्य विभागाध्यक्ष
मुख्य विभागाध्यक्ष (वि.प्र.)

Dharampur

1	Dharampur	Gawella	Gawella	07-08-2014	10-11-2014	12-11-2014	26-07-2016	Case is fit
2	-do-	Gawella	Bindh	08-08-2014	09-11-2014	11-11-2014	26-07-2016	Case is fit
3	-do-	Gawella	Kanhui	07-08-2014	10-11-2014	12-11-2014	26-07-2016	Case is fit
4	-do-	Gawella	Lahsani	08-08-2014	09-11-2014	11-11-2014	26-07-2016	Case is fit
5	-do-	Gawella	Chej	07-08-2014	10-11-2014	12-11-2014	26-07-2016	Case is fit
6	-do-	Gawella	Chellbalhi	08-08-2014	09-11-2014	11-11-2014	26-07-2016	Case is fit
7	-do-	Sohar	Sohar	30-07-2014	12-11-2014	04-02-2015	26-07-2016	Case is fit
8	-do-	Sohar	Balyali	30-07-2014	12-11-2014	04-02-2015	26-07-2016	Case is fit
9	-do-	Sohar	Takrehar	30-07-2014	12-11-2014	04-02-2015	26-07-2016	Case is fit
10	-do-	Bery	Upper Beri	04-02-2014	14-05-2014	22-05-2014	26-07-2016	Case is fit
11	-do-	Bery	Nichli Bery	04-02-2014	14-05-2014	22-05-2014	26-07-2016	Case is fit
12	-do-	Bery	Kaltre	04-02-2014	14-05-2014	22-05-2014	26-07-2016	Case is fit
13	-do-	Koon	Koon	15-09-2014	04-01-2015	06-02-2015	26-07-2016	Case is fit
14	-do-	Koon	Derwal	15-09-2014	04-01-2015	06-02-2015	26-07-2016	Case is fit
15	-do-	Neri	Jamula	22-07-2014	27-11-2014	04-01-2015	26-07-2016	Case is fit
16	-do-	Neri	Neri	22-07-2014	27-11-2014	04-01-2015	26-07-2016	Case is fit


 मति० दिता दफ्तर्विधारी
 मन्त्री दिता मन्त्री (वि.प.)

The detailed discussion and scrutiny of the proposals and documents placed on record mentioned against the following Sub-Divisions were found in order:-

Sr. No.	Name of Sub Division	Number of Proposal
1.	Sadar (Rural) and (Sadar Urban)	38
2.	Karsog	89
3.	Jogindernagar	95
4.	Sundernagar	46
5.	Dharampur	16
	Total	284

Thus keeping in view the recommendation of SDLC and discussion in DLC the claims of ST and other Forest dwellers of 284 muhals are settled and same are found to be nil.

Beside above case submitted by the Education department for the construction of Government High School, Kandhar to Divisional Forest Officer, Suket under section 3(2) of Forest Rights Act, 2006 was also discussed in detailed with Divisional Forest Officer, Suket who has told in the meeting that case under reference dose not fulfil either of criteria mentioned in para No. 2nd and 3rd above and rejected the above proposal. Divisional Forest Officer, Sundernagar has also stated during the District Level Committee meeting that section 3(2) of ibid act does not apply in that area where OTFD and ST do not exist. She further opined that both the acts i.e. Forest Conservation Act, 1980 and Forest Rights Act, 2006 are applicable in this case and entire area of Mandi district, but this case do not fall under the purview of section 3 (2) of Forest Rights Act, 2006. This contention of Divisional Forest Officer, Suket that entire Forest Rights Act, 2006 except section 3(2) shall be applicable, does not seem logical.

In this regard, as per clarification dated 14-12-2015 issued by Ministry of Tribal Affairs, Government of India "Development facilities under section 3 (2) can be extended in parallel or independently of the process of recognition of rights under section 3(1) clearances of development project under section 3(2) is subject to the condition that the same is recommended by the gram Sabha. It however needs to be ensured that no rights are affected or any forest dweller is evicted due to diversion of forest land till the recognition and verification process under FRA is complete. Therefore while obtaining recommendation of the Gram Sabha for diversion of forest land under section 3(2), it may also be obtained in writing from the Gram Sabha that no rights under are likely to be affected by such diversion".

प्रति. बिना रणविहारी
मन्थे बिना मन्थे (दि.प.)

As per sub-section (2) of Section 3 of the Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 provides that notwithstanding anything contained in the Forest (Conservation) Act, 1980, the Central Government shall provide for diversion of forest land for certain facilities managed by the Government, as specified in that Section, which involve felling of trees not exceeding seventy-five trees per hectare, provided that such diversion of forest land shall be allowed only if:-

- (i) The forest land to be diverted for the purposes mentioned in the said sub-section is less than one hectare in each case; and
- (ii) the clearance of such developmental projects shall be subject to the condition that the same is recommended by the Gram Sabha.

Keeping in view the above mentioned facts, the above case for diversion of 0.0485 hectare of forest land in the name of Education department for the construction of Government High School Kandhar has also been approved by the District Level Committee. However, Chairman directed the Addl. District Magistrate to refer the case to the Commissioner, Tribal Development, H.P. for issue necessary direction to the Forest department, Mandi to implement the provision of section 3 (2) of Forest Rights Act, 2006 in letter and spirit

W.L.

Sandeep Kadam, IAS,
Deputy Commissioner,
Mandi District, Mandi.
Phone No. 01905-225201.

Attorney
श्री. विना दयाविकारी
मन्त्रो विना मन्त्रो (दि.प.)