



OFFICE OF THE EXECUTIVE ENGINEER
NATIONAL HIGHWAY DIVISION, BALANGIR

Letter No. 1662

Date 06.07.2024

To,

Divisional Forest Officer
Balangir Forest Division

Sub: Construction of Bypass road to Balangir town from km 72.400 (Design Km 0.000) to Km 79.800 (Design km 11.670) of NH-26 in the state of Odisha in EPC Mode :Regarding violation of land proposed under forest diversion.

Ref: (i) Your office Letter no.5225 dated 25.06.2024
(ii) Letter no. 2311 dated 05.07.2024 of Tahasildar ,Balangir
(iii) Letter no. 1476 dated 05.07.2024 of Tahasildar ,Puintala
(iv) This office letter no. 1631 dated 05.07.2024 to Tahasildar ,Balangir
(v) This office letter no. 1625 dated 05.07.2024 to Tahasildar ,Puintala
(vi) This office letter no. 1643 dated 06.07.2024 to Tahasildar ,Puintala
(vii) This office letter no. 1619 dated 05.07.2024 to the EPC contractor

Sir,

With reference to the letter u/r(i) received from your end on dated 25.06.24 & letter u/r (ii) ,u/r(iii) received from Tahasildar Balangir & Tahasildar Puintala on dated 05.07.24 wherein it has been mentioned that violation has been noticed in 6 nos. of revenue forest plots i.e. plot no. 843 ,1120 under Bishnumunda village (Balangir Tahsil) , plot no. 1712, 1733 under Bijakhaman village (Balangir Tahsil) & plot no. 1172,1187 under Puintala village (Puintala tahsil) . The joint site verification of above mentioned plot was conducted on 22.04.24. Now the compliance to above observations & subsequent action taken in this regard is mentioned below

(A) Plot no. 1172 , Plot no. 1187 under Puintala village.

It is pertinent to mention here that due to absence of any clear boundary between revenue forest land of kisam gramya jungle for plot no. 1172 & plot no. 1187 & adjacent non-forest private land , the fly ash was dumped inadvertently by the contractor since the supply of fly ash was started by NTPC, Darlipali from Oct'23 to the project site keeping in view the importance of bypass road for Balangir town. Also due to absence of any clear land adjacent to ROW of NH bypass , due to space constraint & presence of built up area near Puintala it was dumped temporarily over the said plots so as to start embankment construction work over the non-forest private land which is adjacent to said plots .

With regard to uprooting of 10 no. of trees from plot no. 1172, it is to bring your kind attention to the fact that the 3 A notification of acquisition of land under NH act 1956 was published on dated 08.07.2015. Subsequently joint survey with different line department (such as PWD,PHD,Forest & Revenue etc) was conducted for enumeration, demarcation & valuation of assets on govt &

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private land i.e. buildings, wells, trees on the proposed alignment for preparation of compensation estimate . Further joint enumeration of the trees of all revenue forest plots coming under ROW of NH bypass including plot no. 1172 under Puintala tahsil was done on dated 25.05.21 as a part of pre construction activities needed for acquisition of land & preparation of DPR for the project. After sanction of the NH by pass project by MORT&H, Govt. of India, the agreement executed with the contractor on dated 27.03.2023 with date of commencement & stipulated date of completion being 26.04.2023 & 25.10.2025 respectively. The time period between the date of enumeration of trees on revenue forest land & the date of commencement of the project is around 2 years hence it isn't possible on part of NH department to maintain round-the-clock vigil over said the plot since possession of land wasn't given by CALA, Balangir By-pass NH-26 & uprooting of trees by any other party is inevitable.

Now as per instruction of forest officials the fly ash has been removed completely from the said plots & no land breakage has been done. Also the land has been brought to its original condition & no construction work has been done over the said pots till date. More-over the contractor has been warned vide this office letter u/r (vii) for not taking any kind of construction work over the said plots. Also Tahsildar Puintala has been intimated vide this office letter u/r(v) & (vi), subsequent to the letter issued by Tahasildar Puintala u/r(iii), about the remedial action taken by the undersigned for the said plots until the forest clearance is approved by competent authority.

(B) Plot no. 843 , Plot no. 1120 under Bishnumunda village & Plot no. 1712, Plot no. 1733 under Bijakhaman village.

In similar situation as mentioned for plot no. 1172 & 1187 under Puintala village, due to absence of any clear boundary between revenue forest land of kisam Patra jungle for plot no. 843 & 1120 & adjacent non -forest private land , fly ash was dumped inadvertently by the contractor since the supply of fly ash was started by NTPC, Darlipali from Oct'23 to the project site keeping in view the importance of bypass road for Balangir town. Also due to absence of any clear land adjacent to ROW of NH bypass near Bishnumunda village , space constraint & presence of built up area it was dumped by the contractor temporarily over the said plots so as to start embankment construction work over the non-forest private land which is adjacent to said plots .As regard to construction one no. of culvert over plot no 1712, it may be treated as an act done non deliberately.

Now as per instruction of forest officials the fly ash has been removed completely from the plot 843 & 1120 & no land breakage has been done. As per the JV done on dated 22.04.24, the land for plot no. 1712 & 1733 is being used as seasonal market & parking place for vehicles during no entry period in Bolangir town & no violation noticed. Also the land of above mentioned plots have been

brought to original condition. More-over the contractor has been warned vide this office letter u/r (vi) for not taking any kind of construction work over the said plots. Also Tahsildar Balangir has been intimated vide this office letter u/r(iv), subsequent to the letter issued by Tahasildar Balangir u/r(ii), about the remedial action taken by the undersigned for the said plots until the forest clearance is approved by competent authority.

Encl-As above

Yours faithfully

06.07.24

Executive Engineer
N.H. Division, Balangir
6.7.24

Memo No . 1663

Copy submitted to Engineer-in-Chief (i/c NHs Odisha) Bhubaneswar for favor of kind information & necessary action.

// Dated. 06.07.2024


06.07.24

Executive Engineer
N.H. Division, Balangir
6.7.24

Memo No . 1664

Copy submitted to Regional officer, MoRTH, BBSR for favor of kind information & necessary action.

// Dated. 06.07.2024


06.07.24

Executive Engineer
N.H. Division, Balangir
6.7.24

Memo No . 1665

Copy submitted to Collector, Balangir for favor of kind information & necessary action.

// Dated. 06.07.2024

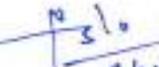

06.07.24

Executive Engineer
N.H. Division, Balangir
6.7.24

Memo No . 1666

Copy submitted to Chief Construction Engineer, Western NH Circle, Sambalpur for favor of kind information & necessary action.

// Dated. 06.07.2024


06.07.24

Executive Engineer
N.H. Division, Balangir
6.7.24

Memo No . 1667

// Dated. 06.07.2024

Copy to Asst. Executive Engineer ,NH Sub Division, Balangir for information & necessary action. He is instructed to ensure that the EPC contractor shall maintain clear demarcation between above mentioned forest plots & balance non-forest land & no work shall be taken up in forest land without approval of forest clearance from competent authority.

M.S.
06.07.24

Executive Engineer
N.H. Division, Balangir

6.7.24

Memo No . 1668

// Dated. 06.07.2024

Copy to Sri Durga Condev Pvt.Ltd. , EPC contractor information & necessary action with reference to letter u/r(vii).

M.S.
06.07.24

Executive Engineer
N.H. Division, Balangir

6.7.24