

**Office Address**

Qasim Nagar, Narnaul - 130006  
Phone: 0191-2560585, 2548297, Fax: 0191-2547278  
Forest Complex, Sheikh Bagh, Lal Chowk, Sgr - 190001  
Phone: 0194-2464839, 2482937, Fax: 0194-2465827



URL Address: www.jkforest.gov.in  
E-mail: pcc@jkforest@gmail.com  
cc@jca1@gmail.com

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



**Principal Secretary,  
Department of Forests, Environment & Ecology  
Civil Secretariat, Jammu/Srinagar.**

**No: PCCF/FCA/3109/ 4315**

**Dated: 12/10/2024**

**Sub: Diversion of 22.445 Ha of forest land in Kehmil Forest Division in favour of HQ 109 road construction COY (P) Beacon for construction of road CI-9 SBA specification from Km 0.00 to Km 13.41 Pharkian Gali-Puthkhan Gali by BRO. District Kupwara, UT of Jammu and Kashmir –**

**Ref: Online proposal No. FP/JK/Road/44818/2020.**

**Sir**

Kindly find enclosed herewith the compliance report submitted by Conservator of Forests, North Circle Sopore and Divisional Forest Officer Kehmil of the terms and conditions of Stage-I approval accorded by Regional Office, MoEF&CC Chandigarh vide File No. 9-JKC-085/2021-Jammu dated 14-01-20222 and No. 9-JKC-085/2021-Jammu dated 08-12-2022.

Hence, recommended for accord of stage-II (final) approval for this proposal.

Yours faithfully,

*[Signature]*  
11/11/24

**(Dr. K. Anandh) IFS  
Chief Conservator of Forests,  
Nodal Officer (FCA)**



Office Address

**Srinagar Office :** Forest Complex, Shiekh Bagh, Phone: 0194-2483937  
Lal Chowk, Sgr-190001

**Jammu Office :** Forest Resource Mgmt. Centre, Phone: 0191-3511909  
Narwal Jammu-180006



URL Address: [www.jkforest.gov.in](http://www.jkforest.gov.in)

E-mail: [pccfjkforest@gmail.com](mailto:pccfjkforest@gmail.com)



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



**UNDERTAKING**

**Sub: Diversion of 22.445 Ha of forest land in Kehmil Forest Divsiion in favour of HQ 109 road construction COY (P) Beacon for construction of road CI-9 SBA specification from Km 0.00 to Km 13.41 Pharkian Gali-Puthkhan Gali by BRO. District Kupwara, UT of Jammu and Kashmir –**

**Ref: Online proposal No. FP/JK/Road/44818/2020.**

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 22.445 Ha of forest land in Kehmil Forest Divsiion in favour of HQ 109 road construction COY (P) Beacon for construction of road CI-9 SBA specification from Km 0.00 to Km 13.41 Pharkian Gali-Puthkhan Gali by BRO. District Kupwara, UT of Jammu and Kashmir”**

**No. PCCF/CAMPA/1224/3100**

**Dated: 29.10.2024**

**(T.Rabi Kumar) IFS  
Addl. Pr. Chief Conservator of Forests  
CEO CAMPA, J&K**



**Government of Jammu & Kashmir**  
**OFFICE OF THE CONSERVATOR OF FORESTS KASHMIR NORTH CIRCLE SOPORE**

The Chief Conservator of Forests,  
Nodal Officer (FCA),  
O/o PCCF J&K Government

No. FD/CFN/2024-25/FCA/ 290-91

Dated: - 27 /09/2024.

**Sub:** Compliance report in respect of forest land diverted for FCA Proposal "Diversion of 22.445 ha of forest land in Kehmil Forest Division in favour of HQ 109 road construction COY(P) Beacon for construction of road CL-9 SBA specification from Km 0.00 to Km 13.41 Pharkian Gali-Puthkhan Gali by BRO (Proposal No. FP/JK/Road/44818/2020) in Kehmil Forest Division.

**Ref:** - (i) PCCF/FCA/3109/2517-19; Dated: - 18-09-2024.  
(ii) DFO/Keh/FCA/24-25; Dated: - 25-09-2024.

Sir,

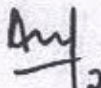
In context to the above reference, kindly find enclosed herewith the revised compliance report of all the conditions as laid down in the *in-principle* approval as received from Divisional Forest Officer Kehmil Forest Division.

1. It is to submit that the instant proposal was accorded *in-principle* approval by the Ministry of Environment, Forest & Climate Change vide File No. 09-JKC-085/2021-Jammu; Dated: - 14-01-2022.
2. The compliance report of all the conditions as laid down in the *in-principle* approval have been fulfilled by User Agency and Divisional Forest Officer concerned. (Reports enclosed for reference).

Hence, submitted for favour of information and further action at your end please. It is requested to process the case for final approval.

Yours faithfully,

Enclosed: 15 Lvs

  
27.09.24.  
(Anup Kumar Soni) IFS  
Conservator of Forests  
Kashmir North Circle Sopore

1. Copy submitted for favour of information to the Chief Conservator of Forests Kashmir Region Srinagar.





**Government of Jammu & Kashmir (U. T)**  
**OFFICE OF THE DIVISIONAL FOREST OFFICER**  
**KEHMIL FOREST DIVISION, KRALPORA**

The Conservator of Forests,  
Kashmir North Circle,  
Sopore.

No. :- DFO/keh/FCA/024-25/235  
Dated :- 25-09-2024

**Sub:-** Verifying the compliance of conditions w. r. t FCA Proposal "Diversion of 22.445 Ha of forest land in Kehmil Forest Division in favour of HQ 109 Road Construction COY(P) Beacon for Construction of road CI-9 SBA specification from km 0.00 to km 13.41 Pharkiyani Gali to Puthakhan Gali by BRO, District Kupwara, UT of Jammu and Kashmir (online Proposal No. FP/JK/ROAD/44818/2020)".

Sir,

It is submitted that online Indent was placed on PARIVASH Portal of Govt of India on 21 Jan 2020 bearing Proposal No. FP/JK/44818/2020 for diversion of forest land for non-forestry use for construction of road Pharkiyani Gali to Puthankhan Gali from KM 0.00 to KM 13.41. The point wise reply to the laid down conditions of In-Principle approval is furnished as under:-

under-

S/No	Term and Conditions					Action by User Agency
(A) Conditions which need to be complied prior to handing over of forest land by the UT Forest Department to the HQ 109 Road construction COY (P) Beacon (User agency):						
(i)	Cost of compensatory afforestation as per CA scheme may be realized from user agency.					Cost of compensatory afforestation as per CA scheme has been paid by the concerned User Agency. Document Enclosed.
	Division	Compensatory Afforestation & Biological measures for stabilization of Muck Dumping Sites	Extraction and Transportation charges	Extra charges of additional 77 trees	Total	
	Kehmil	5,41,26,766	1,03,60,120	77,03,431	7,21,90,317	
(ii)	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 letter No.5-3/2011-FC (vol-1) dated 6 <sup>th</sup> January 2022 and Hon'ble Supreme Court of India's Order dated 30 <sup>th</sup> October 2022, 28 <sup>th</sup> March, 2008, 24 <sup>th</sup> April, 2008 and 9 <sup>th</sup> May 2008.					Cost of Net Present Value (NPV) of the forest land being diverted for non-forestry purpose has been paid by User Agency. Document Enclosed.
(iii)	As per the orders of the Government of India vide letter No 5-2/2010-CAMPA 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.					The Charges of Net Present Value (NPV) of the forest land and all other CA levies have been deposited through web portal of Ministry of Environment, Forest and Climate Change.
	User agency should ensure that the compensatory levies					The Charges of Compensatory levies have been deposited.



(iv)	(CA cost, NPV etc) are deposited through other mode will not be accepted as compliance of the Stage-I clearance.	through web portal of Ministry of Environment, Forest and Climate Change.
(v)	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	Copy of FRA certificate is as attached.

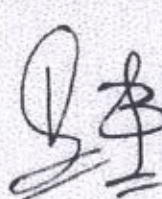
**(B) Conditions which need to be strictly complied after handing over of forest land to the User Agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II Approval**

(i)	Legal status of the forest land will remain unchanged.	Yes, Legal status of the forest land shall remain unchanged.
(ii)	Efforts should be made to fell minimum number of trees and in any case not more than 857 trees only shall be felled. Any felling shall only be done under strictly vigilance of forest department after issuance of felling permission from concerned DFO.	Efforts have been made by the concerned User agency and have felled minimum No. of Trees. This takes reference from RO Keran and RO Naihari communication vide No. RO/KN/24-25/124 Dated 10/09/2024 and 977/G/NH dated 13/09/2024
(iii)	Compensatory afforestation will be carried out over Degraded Forest land (DFL) upon 22.44 ha of land on Comp No 53&54/a, Range-Naihari, Tehsil-Kralpora, Kehmil forest division, District- Kupwara, as per proposed CA scheme, at a cost of Rs 63,92,056 provided by the user agency.	Compensatory afforestation has been carried out over Degraded Forest land (DFL) upon 22.44 ha of land in Comp No 53NH,54A/NH and 54B/NH, Range-Naihari, Tehsil-Kralpora, Kehmil Forest Division, District- Kupwara, in the financial year 2022-23 and 2023-24.
(iv)	Compensatory afforestation will be done within one year from the date of issue of final approval over the extent of land as approved, out of the funds provided the user agency.	Compensatory afforestation has been taken in the in the financial year 2022-23 and 2023-24.
(v)	The UT Govt shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation as well as the forest area proposed for diversion in the extant proposal in the E-Green watch portal.	The KML files have been uploaded on the E-Green watch portal.
(vi)	The forest land being diverted shall be properly demarcated using RCC boundary pillars with forward/backward bearing and the GPS coordinates inscribed on them at the project cost.	As per the communication of concerned Range Officers, the forest land diverted has been demarcated with RCC Boundary Pillars accordingly.
(vii)	The acquired 03 dumping sites should be prepared appropriately as per approved muck disposal plan given in the proposal before start of dumping to prevent downhill slide of muck.	Complied by the User Agency.
(viii)	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.	Pertains to Higher-Ups/Nodal Agency
(ix)	The DFO shall ensure taking up plantation at approved CA sites and shall not alter the approved	As per the communication of RO Naihari, the Plantation has been done at the approved sites and the sites have not be



	sites without obtaining the permission of the competent authority.	altered.
(x)	The forest land will not be used for any other purpose than that mentioned in the proposal.	The forest land have not been used for other purposes.
(xi)	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Ministry of Environment Forest and Climate Change.	Yes, The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Ministry of Environment Forest and Climate Change.
(xii)	The layout plan of the proposal shall not be changed without the prior approval of the Ministry of Environment Forest Climate Change.	Yes, The layout plan of the proposal shall not be changed without the prior approval of the Ministry of Environment Forest Climate Change.
(xiii)	The user agency shall raise strip plantation on both side and central verge of the road at the project coat as per IRC specification and maintain the same.	As per the communication from concerned User Agency, the said plantation with respect to the road shall be taken up by the User Agency after completion of the road.
(xiv)	Speed regulating signage will be erected along the road at regular intervals in the forest areas.	As per the communication from concerned User Agency the speed regulating signage shall be erected after completion of the road.
(xv)	No damage will be done to the adjoining forest land including flora and fauna during the project implementation/operation.	Complied by the User Agency
(xiv)	No labour camp shall be established on the forest land.	No labour camp has been established on the forest land.
(xvii)	The user agency shall provide firewood preferably alternate fuels to the labours and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.	Complied by the User Agency
(xix)	The Ministry of Environment Forest and Climate Change may revoke/suspend the clearance, if implementation of any of the above conditions is not satisfactory. State government will ensure compliance of these conditions through forest department.	Pertains to Higher-Ups/Nodal Agency.

Yours faithfully,


  
 Divisional Forest Officer  
 Kaim Forest Division  
 Kaim Forest Division  
 Kaim Forest Division



☎ : 01955-252215  
✉ : bro-109rcc@nic.in  
rcc109rcc@gmail.com

5005/PF/ 63 /E1

The Divisional Forest Officer  
Kehmil Forest Division, Kralpora  
Kupwara (J&K)

**By Hand**

109 Road Constr Coy (GREF)  
PIN : 930 109  
C/O 56 APO

16 Jan 2023

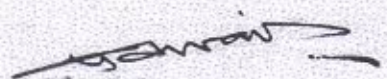
**PAYMENT OF EXTRACTION CHARGES OF ADDITIONAL 77 TREES AND 1061 SAPLINGS WITH RESPECT TO FCA PROPOSAL " CONSTRUCTION OF ROAD CL-9SBA SPECIFICATION FROM KM 0.00 TO 13.410 PHARKIYAN GALI TO PUTHAKHAN GALI" BY BRO UNDER KEHMIL FOREST DIVISION KRALPORA**

Sir,

1. A sum of Rs. 77,03,431/- (Rupees Seventy seven lakh three thousand four hundred thirty one only) on account of extraction of charges of additional 77 Trees and 1061 Saplings with respect to CL-9SBA specification from Km 0.00 to 13.410 PG-PG road has been deposited in to your bank account No. 0117010200000258 through RTGS transfer on 16 Jan 2023.

2. Please confirm the receipt of above amount in to your bank account and forward necessary cash receipt for our records.

Yours faithfully,

  
AE (CM)  
Second-in-Command  
For Officer Commanding  
109 RCC (GREF)

**Copy to :-**

**(Internal)**

E2 Sec

for info.





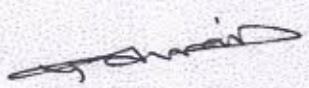
**CUSTOMER/BANK COPY**

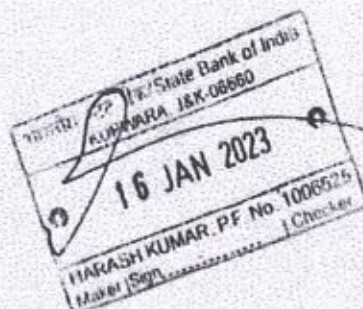
Please remit the sum of Rs.77,03,431/- (Rupees seventy seven lakh three thousand four hundred thirty one only) as per details given below by debiting Public Fund A/c No. 11554342759 of 109 RCC(GREF) through multicity cheque bearing No. 252055 dated 16 Jan 2023.

**RTGS**

Name of the beneficiary	DIVISIONAL FOREST OFFICER KEHMIL, KRALPORA (J&K)
Branch Name	J&K Bank, Branch Kralpora ,Kupwara (Jammu & Kashmir)
Destination bank name	J&K Bank, Branch Kralpora ,Kupwara (Jammu & Kashmir)
IFSC Code	JAKA0MARBLE
Account No	0117010200000258
Charges	NIL
Total Rs.	Rs.77,03,431.00
UTR No	SBMR52023011626491374
Applicant Name Signature	Sig. of Teller

Dated : 16 Jan 2023

  
AE (Civ)  
Second-in-Command  
For Officer Commanding  
109 RCC (GREF)





2047 LAFC/ /E2

26 Mar 2022

Divisional Forest Officer  
Kehmil Forest Division  
Kralpora, Distt - Kupwara  
(J&K)

**PROPOSAL FOR DIVERSION OF 22.445 Ha. OF FOREST LAND FOR CONSTRUCTION OF ROAD CL-9 SBA SPECIFICATION FROM KM 0.00 TO KM 13.41 PHARKIAN GALI-PUTHKHAN GALI BY BRO, UNDER FOREST DIVISION KEHMIL, DIVISION KEHMIL, DISTRICT KUPWARA (J&K)**

1. Please refer your office Demand Note-2.
2. The payment of felling, logging & transportation of project affected trees amounting to Rs. 1,03,60,120/- (Rupees one crore three lac sixty thousand one hundred twenty only) has been deposited in your official account No. 0117010200000258 of J&K Branch Kralpora vide this unit Cheque No. 251981 dated 25 Mar 2022 (copy enclosed).
3. You are requested to confirm the receipt of said payment for our record.

Yours faithfully,


(Dinesh Chandra)  
AE (Civ)

2IC  
For Officer Commanding

**Copy to:-**

HQ 32 BRTF  
C/o 56 APO

For info please.

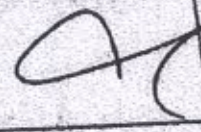
*PCA*  
  
Divisional Forest Officer  
Kehmil Forest Division  
Kralpora



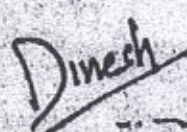
**CUSTOMER COPY**

Please remit the sum of Rs. 1,03,60,120/- (Rupees One crore three lakh sixty thousand one hundred twenty only) as per details below by debiting my/our account:-

**RTGS/NEFT**

Name of the beneficiary	:	DIVISIONAL FOREST OFFICER, KEHMIL FOREST DIVISION, KRALPORA
Branch Name	:	J & K BANK, KRALPORA
Destination Bank Name	:	J & K BANK, KRALPORA
IFSC Code	:	JAKA0KRALPR
Account No.	:	0117010200000258
Total Rs	:	1,03,60,120/-
UTR No.	:	SB INR 520220325 71471226
Applicant Name signature	:	Sig of Teller 

  
Ashish Kumar  
F. No. 1006525  
MAR 2022  
State Bank of India  
Kupwara (06660)  
Checker

  
Dinesh  
AE (Civ)  
Second-in-Command  
For Officer Commanding  
109 RCC (GREF)



NEFT-RTGS CHALLAN

AGENCY COPY

यूनियन बैंक Union Bank



NEFT / RTGS CHALLAN for CAMPA Funds

Date: 25-03-2022

Agency Name:	HQ 109 ROAD CONSTRUCTION COY (P) BEACON
Application No:	6144818819
MoEF/SG File No:	9-JKC-085/2021-JAMMU
Location:	J AND K
Address:	109 RCC (GREF) C/O 56 APO PIN KUPWARA Kupwara
Amount (in Rs)	54126760/-

Amount in Words: Five Crore Forty-One Lakh Twenty-Six Thousand Seven Hundred and Sixty-Six Rupees Only

NEFT/RTGS to be made as per following details:

Beneficiary Name:	J AND K CAMPA
IFSC Code:	UBIN0903710
Pay to Account No:	150716144818819 Valid only for this challan amount.
Bank Name & Address:	Union Bank Of India Lodhi Complex Branch, Block 11, CGO Complex, Phase I, Lodhi Road, New Delhi -110003

This Challan is strictly to be used for making  
payment to CAMPA by NEFT/RTGS only

BANK COPY

यूनियन बैंक Union Bank



NEFT / RTGS CHALLAN for CAMPA Funds

Date: 25-03-2022

Agency Name:	HQ 109 ROAD CONSTRUCTION COY (P) BEACON
Application No:	6144818819
MoEF/SG File No:	9-JKC-085/2021-JAMMU
Location:	J AND K
Address:	109 RCC (GREF) C/O 56 APO PIN KUPWARA Kupwara
Amount (in Rs)	54126760/-

Amount in Words: Five Crore Forty-One Lakh Twenty-Six Thousand Seven Hundred and Sixty-Six Rupees Only

NEFT/RTGS to be made as per following details:

Beneficiary Name:	J AND K CAMPA
IFSC Code:	UBIN0903710
Pay to Account No:	150716144818819 Valid only for this challan amount.
Bank Name & Address:	Union Bank Of India Lodhi Complex Branch, Block 11, CGO Complex, Phase I, Lodhi Road, New Delhi -110003

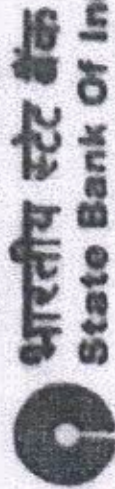
This Challan is strictly to be used for making  
payment to CAMPA by NEFT/RTGS only

After making successful payment, User Agencies may send a line of confirmation through  
Email: helpdesk@ampa@corpbank.co.in

Note: After making the required payment through challan, if the payment status has not been updated  
even after 7 working days, then kindly mail a copy of your challan with transaction date to  
Email: cb0371@unionbankofindia.com

Dinesh GPF: SBINP57072032074707302  
Dinesh 2





भारतीय स्टेट बैंक  
State Bank Of India

10440-KUPWARA  
TEH-KUPWARA  
DIST-KUPWARA, JAMMU AND KASHMIR 190003  
Tel: 1877 434242 Fax: 1877 434242

PAY TO J AND K CAMPA

रुपये RUPEES Five Crore forty one lakh twenty 3.2

Thousand Seven hundred Eighty only

₹ 51,26,766/-

11554342759

CURRENT A/C

PREFIX:  
5078000001

RECEIVED  
RCC PUB FUND ACT

MULTI-CITY CHEQUE Payable at Par at All Branches of

11025198211930022411: 00024011 29



**Government of Jammu & Kashmir,  
OFFICE OF THE DEPUTY COMMISSIONER KUPWARA**

**FORM-I**

(for linear projects other than Plantations)  
[Rule 6(3) of Forest (Conservation) Rules 2003 as amended up to date]

**TO WHOMSOEVER IT, MAY CONCERN**

In compliance of the Rule 6(3)(e) of the Forest (Conservation) Rules, 2003 [as amended vide the Forest (Conservation) Amendment Rules 2014; Forest (Conservation) second Amendment Rules 2014; and Forest (Conservation) Amendment Rules 2016] and as recommended by Divisional Forest Officer, Kehmil, vide No:- DFO/Keh/FRA/2022-23/21-22 Dated 27.03.2022, it is certified that the forest land proposed to be diverted in favour of OC BECON 109 RCC (GREF) C/O 56 APO for diversion of Forest land for Non-Forestry use for Construction of road CL-09 SBA Specification from KM 0.000 to KM 13.410 Pharkiyani Gali- Puthkhana Gali ( total land 22.44 HA) for forest land for construction of the said road falling within the jurisdiction of Tehsil Kralpora & Trehgam.

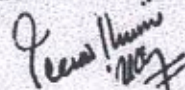
**It is further certified that:**

- (a) The diversion of forestland for facilities managed by the Government as required under section 3 (2) of FRA, 2006 as per the NOC issued by DFO Kehmil.
- (b) The proposed area does not involve recognized rights of Primitive Tribal Groups and Pre-Agricultural Communities.

**Encl.: 2 leave**

No:-ADDCK/ 45

**Sd/-**  
**Deputy Commissioner,**  
**Kupwara.**  
**Dated: 11/06/2023**

  
**Asstt. Director Planning,**  
**Kupwara,**  
**Assistant Director (E&S)**  
**Kupwara**



Tele/Fax No: 01955-252215  
E-mail: [cc109rcc@gmail.com](mailto:cc109rcc@gmail.com)  
[Brq-109rcc@nic.in](mailto:Brq-109rcc@nic.in)

109 Road Constr Coy (GREF)  
PIN 930 109  
C/O 56 APO

Pq-pq  
2027/LAFC/HZM/ 79 /E2

01 Aug 2023

Office of the Divisional Forest Officer  
Kehmil Forest Division  
Kralpora Distt. Kupwara, J&K (UT)

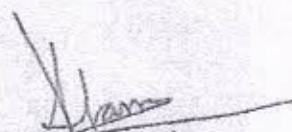
**VERIFYING THE COMPLAINE OF CONDITIONS AS LAID DOWN IN IN-PRINCIPAL  
APPROVAL W.R.T FCA PROPOSAL "PHIRKIYAN GALI TO PUTHAKHAN GALI  
ROAD" FROM KM 0.00 TO 13.410 (TOTAL LAND 13.410HA) BY 109 RCC (GREF)**  
22-445

Sir,

1. Further to this unit letter No. 2047/LAFC/PG-PG/72/E2 dated 12 Apr 2023.
2. It is to apprise your goodself that In-Principle approval has been received vide No. 9-JKC-085/2021-Jammu dated 14 Dec 2022. All the conditions have been fulfilled as laid down in In-Principal approval the compliance report have been submitted to your office vide letter under reference for accord of necessary Stage-II Approval please.



Yours faithfully,

  
(V.V. Sharma)  
Major  
Officer commanding



2047/LAFC/PG-PG/ 72 /E2

12 Apr 2023

Divisional Forest Officer  
Kehmil Forest Division, Kralpora  
Distt: Kupwara (J&K)

**VERIFYING THE COMPLIANCE OF CONDITIONS W.R.T FCA PROPOSAL "PHIRKIYAN GALI TO PUTHAKHAN GALI ROAD" FROM KM 0.00 TO 13.410 (TOTAL LAND 13.410 HA)**

22.445

Sir,

1. Refer stage-I Approval in-principal accorded vide GoI, MoEF letter No. 9-JKC-085/2021-Jammu dated 20 Jan 2022 for diversion of 22.445 Ha.
2. It is submitted that online Indent was placed on PARIVASH Portal of Govt of India on 21 Jan 2020 bearing Proposal No. FP/JK/43997/2020 for diversion of forest land for non-forestry use construction of road Phirkiyan Gali to Puthankhan Gali road from KM 0.00 to KM 13.410.
3. Point wise reply to the laid down conditions of In-Principal approval is as under: -

<u>S/ No</u>	<u>Term and Conditions</u>							<u>Action by User Agency</u>
<b>(A) Conditions which need to be complied prior to handing over of forest land by the UT Forest Department to the HQ 109 Road construction COY (P) Beacon (User agency):</b>								
(i)	Cost of compensatory afforestation as per CA scheme may be realized from user agency.							Cost of compensatory afforestation as per CA scheme has been paid to Forest Deptt. accordingly.
	Division	Compensatory Afforestation	Biological measures	Net Present Value (NPV)	Extraction and Transportation charges	Extra charges of additional 77 trees	Total	
	Kehmil	63,92,056	1,87,16,692	2,90,18,018	1,03,60,120	77,03,431	7,21,90,317	
(ii)	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 letter No.5-3/2011-FC (vol-1) dated 6 <sup>th</sup> January 2022 and Hon'ble Supreme Court of India's Order dated 30 <sup>th</sup> October 2022, 28 <sup>th</sup> March, 2008, 24 <sup>th</sup> April, 2008 and 9 <sup>th</sup> May 2008.							Net Present Value (NPV) for RS 2,90,18,018 has been accepted by the User Agency and paid to Concerned Dept in 25 Mar 2022.
(iii)	As per the orders of the Government of India vide letter No 5-2/2010-CAMPA 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.							The NPV levies have been paid online as per the order of Govt in vogue.
(iv)	User agency should ensure that the compensatory levies (CA cost, NPV etc) are deposited through other mode will not be accepted as compliance of the Stage-I clearance.							Noted for compliance
(v)	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.							FRA certificate is as attd.

11/4/23 DFO



**(B) Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval.**

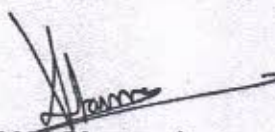
(i)	Legal status of the forest land will remain unchanged.	Yes, Legal status of the forest land shall remain unchanged.
(ii)	Efforts should be made to fell minimum number of trees and in any case not more than 857 trees only shall be felled. Any felling shall only be done under strictly vigilance of forest department after issuance of felling permission from concerned DFO.	Noted for compliance
(iii)	Compensatory afforestation will be carried out over Degraded Forest land (DFL) upon 22.44 ha of land on Comp No 53&54/a, Range-Naihari, Tehsil-Kralpora, Kehmil forest division, District- Kupwara, as per proposed CA scheme, at a cost of Rs 63,92,056 provided by the user agency.	Noted for compliance
(iv)	Compensatory afforestation will be done within one year from the date of issue of final approval over the extent of land as approved, out of the funds provided the user agency.	Noted for compliance
(v)	The UT Govt shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation as well as the forest area proposed for diversion in the extant proposal in the E-Green watch portal.	Noted for compliance
(vi)	The forest land being diverted shall be properly demarcated using RCC boundary pillars with forward/backward bearing and the GPS coordinates inscribed on them at the project cost.	Noted for compliance
(vii)	The acquired 03 dumping site should be prepared appropriately as per approved muck disposal plan given in the proposal before start of dumping to prevent downhill slide of muck.	Noted for compliance
(viii)	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.	Pertains to Higher Authorities.
(ix)	The DFO shall ensure taking up plantation at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority.	Noted for compliance
(x)	The forest land will not be used for any other purpose than that mentioned in the proposal.	Noted for compliance
(xi)	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Ministry of Environment Forest and Climate Change.	Noted for compliance
(xii)	The layout plan of the proposal shall not be changed without the prior approval of the Ministry of Environment Forest Climate Change.	Noted for compliance
(xiii)	The user agency shall raise strip plantation on both side and central verge of the road at the project coat as per IRC specification and maintain the same.	Noted for compliance
(xiv)	Speed regulating signage will be erected along the road at regular intervals in the forest areas.	Noted for compliance



(xv)	No damage will be done to the adjoining forest land including flora and fauna during the project implementation/operation.	Noted for compliance
(xiv)	No labour camp shall be established on the forest land.	Noted for compliance
(xvii)	The user agency shall provide firewood preferably alternate fuels to the labours and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.	Noted for compliance
(xix)	The Ministry of Environment Forest and Climate Change may revoke/suspend the clearance, if implementation of any of the above conditions is not satisfactory. State government will ensure compliance of these conditions through forest department.	Pertains to Higher Authorities.



Yours faithfully,

  
(V V Sharma)  
Major  
Officer commanding



**Government of Jammu & Kashmir,  
OFFICE OF THE DEPUTY COMMISSIONER KUPWARA**

**FORM-I**

(for linear projects other than Plantations)  
[Rule 6(3) of Forest (Conservation) Rules 2003 as amended up to date]

**TO WHOMSOEVER IT, MAY CONCERN**

In compliance of the Rule 6(3)(e) of the Forest (Conservation) Rules, 2003 [as amended vide the Forest (Conservation) Amendment Rules 2014; Forest (Conservation) second Amendment Rules 2014; and Forest (Conservation) Amendment Rules 2016) and as recommended by Divisional Forest Officer, Kehmil, vide No:- DFO/Keh/FRA/2022-23/21-22 Dated 27.03.2022, it is certified that the forest land proposed to be diverted in favour of OC BECON 109 RCC (GREF) C/O 56 APO for diversion of Forest land for Non-Forestry use for Construction of road CL-09 SBA Specification from KM 0.000 to KM 13.410 Pharkiyani Gali- Puthkhana Gali ( total land 22.44 HA) for forest land for construction of the said road falling within the jurisdiction of Tehsil Kralpora & Trehgam.

**It is further certified that:**

- (a) The diversion of forestland for facilities managed by the Government as required under section 3 (2) of FRA, 2006 as per the NOC issued by DFO Kehmil.
- (b) The proposed area does not involve recognized rights of Primitive Tribal Groups and Pre-Agricultural Communities.

**Encl.: 2 leave**

No:-ADDCK/ 45

Sd/-  
Deputy Commissioner,  
Kupwara.

Dated: 11/09/2023

Asstt. Director Planning,  
Kupwara.

Assistant Director (E&S)

Kupwara