

भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India

(Ministry of Road Transport and Highways, Govt. of India) परियोजना कार्यान्वयन इकाई, गया Project Implementation Unit-Gaya हाउस नं 70/244, जडिशियल क्वार्टर के सामने चाणक्यापरी कॉलनी, गया (बिहार)

H.No. 70/244, Opp. Judicial Quarter Chanakyapuri Colony, Gaya - 823 001 (Bihar)



11115/Forest-Jeh./119D/PIU- Gaya/2023/5-37

To,

The Divisional Forest Officer

Sl. | Conditions of In-principal approval

Gaya Forest Division

Gaya, Bihar.

Sub.: In-principal approval (Stage-I) approval of Development of 4 lane inter corridor (Green field alignment) from Amas (Old NH-2/ New NH-19) to Shiwrampur under Bharatmala Pariyojna (Lot- 5/ Package-7) in state of Bihar- Package-I from Amas (Ch.00+000) to Shiwrampur (Ch. 55+002)-Total Length 55.002 km.(Online Proposal No. FP/BR/Road/146205/2021): Submission of Compliance report for obtaining Final (Stage-II) Forest Clearance- Reg.

Date: 29.05.2023

Ref.: Govt. of India, MoEF&CC, IRO- Ranchi's letter No: FP/BR/Road/146205/2021/654, dated 27.10.2022

Sir,

Please refer to the subject and letter under reference above. The Central Government, MoEF&CC, IRO- Ranchi vides File No: FP/BR/Road/146205/2021/654, dated 27.10.2022 has accorded In-principal approval for diversion of 2.064 ha forest land for "Development of 4 lane inter corridor (Green field alignment) from Amas (Old NH-2/ New NH-19) to Shiwrampur under Bharatmala Pariyojna (Lot- 5/ Package-7) in state of Bihar- Package-I from Amas (Ch.00+000) to Shiwrampur (Ch. 55+002)"

In this regard, point-wise compliances of In-principal approval (Stage-I FC) granted by Govt. of India, MoEFCC, IRO, Ranchi is submitted below:

A. Conditions which need to be complied prior to handing over of forest land by the State Forest Department:-

Compliances made by

the

User

| ~ | F | |
|-----|---|---|
| No | | Agency i.e. NHAI |
| • | | |
| (1) | The Cost of compensatory afforestation on the CA | Cost of compensatory afforestation |
| | land (4.5 ha) at the prevailing wage rates as per | (CA) amounting to Rs. 23,55,803/ - & |
| | compensatory afforestation scheme (including the | Net Present Value (NPV) amounting to |
| | cost of survey, demarcation and erection of | Rs 19,76,858/ - (Total amount of CA & |
| | permanent pillars etc. as required for securing the | NPV Rs.43,32,661/-) as per demand |
| | land against encroachment) shall be deposited in | received from State Forest Department |
| | advance with the State Forest Department by the | vide letter no. व./ सं/.07/2021-958 dated |
| | project authority. The CA will be maintained for 10 | 08.11.2022 has been deposited in Bihar |
| | years. The scheme may include appropriate | CAMPA account through NEFT/RTGS |
| | provision for anticipated cost increase for works | e-challan generated from Parivesh |
| | scheduled for subsequent years. | Portal. & Copy of challanpayment |
| (2) | The state Govt. shall charge the Net Present Value | receipt are enclosed as Annexure-I.The |
| | (NPV) for the 2.064 ha forest area to be diverted | 10 |

Head Office : G-5&6, Sector - 10, Dwarka, New Delhi - 110075, जी-5 एवं 6, सेक्टर - 10, द्वारका, नई दिल्ली - 110 075 दूरभाष/Phone : 91-11-25074100/25074200, फैक्स/Fax : 91-11-25093507/25093514, Website : www.nhai.org

| | under this proposal from the User Agency as per | payment made by User Agency is also |
|-------|---|--|
| | the order of the Hon'ble Supreme Court of India | transection ID reflecting with 813603 |
| | dated 30/10/2002, 01/08/2003, 28/03/2008, | at point no. 18 in Part-II on the |
| | 24/04/2008 and 09/05/2008 in IA No. 566 in | Parivesh Portal. |
| | WP(C) No. 202/1995 and as per the guidelines | Tailvesii i Oitai. |
| | | λ |
| | issued by the Ministry vide letters No. 5-1/1998-FC | |
| | (Pt.II) dated 18/09/2003, as well as letter No. 5- | * 8 |
| e. | 2/2006-FC dated 03/10/2006 and 5-3/2007-FC | |
| | dated 05/02/2009 and 5-3/2011-FC(Vol-I) dated | |
| | 19/01/2022 in this regard. | |
| (3) | All the funds received from the user Agency under | |
| | the project shall be transferred/ deposited to | |
| | CAMPA fund only through e-portal | |
| | (https://parivesh.nic.in/). | |
| (4) | The KML files of the area to be diverted and the | Pertains to Forest Department. |
| | CA area shall be uploaded on the e-green watch | |
| | portal with all requisite details and submitting | |
| | compliance report for seeking stage-II approval. | |
| (5) | The FRA certificate as per Ministry's guidelines | FRA certificate in compliance of FRA |
| | shall be submitted before the issuance of final | 2006 has been issued by District |
| | approval. The complete compliance of the FRA, | Collector, Gaya vide letters no. 2048, |
| | 2006 shall be ensured by way of prescribed | 2049 dated 20.05.2023 and vide letter |
| | certificate from the concerned District Collector. | no. 1884 dated 13.05.2023, copies of |
| | | FRA Certificates are enclosed as |
| | | Annexure-II. |
| (6) | Violation of any of these conditions will amount to | |
| | violation of Forest (Conservation) Act, 1980 and | Agreed |
| | action would be taken as prescribed in para 1.21 of | |
| | Chapter 1 of the Handbook of Comprehensive | |
| | Guidelines of Forest (Conservation) Act, 1980 as | |
| | issued by this Ministry's letter No.5-2/2017-FC | |
| | dated 28.03.2019. | |
| (7) | The compliance report shall be uploaded on e- | Complied. |
| 1 5 5 | portal (https://parivesh.nic.in/). | |

(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:

| Sl. No. | Conditions of In-principal approval | Compliances made by th User Agency i.e. NHAI | |
|---------|---|---|--|
| 1. | Legal status of the forest land will remain unchanged; | Agreed | |
| 2. | Compensatory afforestation shall be taken up by the Forest Department over 4.5ha. degraded forest land (Site –Baghi Khurd, Range – Gaya, Compartment No.28 under Gaya Forest Division) at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and | Pertains to State Forest Department. | |

| | monoculture of any species, especially non-native | |
|-----|---|---------------------------------------|
| | species should be avoided. | - |
| 3. | Additional amount of the NPV of the diverted | · · · · · · · · · · · · · · · · · · · |
| 3. | forest land, if any, becoming due after finalization | |
| | | Agrand |
| | of the same by the Hon'ble Supreme Court of | Agreed |
| | India on receipt of the report from the Expert | |
| | Committee, shall also be charged by the State | |
| | Government from the User Agency. The User | |
| | Agency shall furnish an undertaking to this effect. | |
| 4. | User Agency shall restrict the felling of trees to | æ = & |
| | minimum number in the diverted forest land and | Agreed |
| | the trees shall be felled under the strict supervision | |
| | and permission of the State Forest Department and | - × |
| | the cost of felling of trees shall be deposited by the | |
| | User Agency with the State Forest Department. | |
| | Further, in view of the State Government's | |
| | | |
| | recommendation, such number of trees whose | |
| | removal is unavoidable, and whose translocation | |
| | (species, number and girth to be decided by SFD) | |
| | is practicable, will be translocated to the extent | |
| | possible at the cost of user agency. | |
| 5. | The State Forest Department shall raise Strip | |
| | Plantation on both sides of the road as per the IRC | Pertains to State Forest |
| | norms on the basis of available blank area in ROW | Department. |
| | by using plastic wire mesh at cost provided by the | |
| 9- | User Agency. | |
| 6. | (a) The User Agency shall ensure that the | |
| 74 | labourers and staff engaged in construction | |
| | activities do not damage the nereby forest flora | |
| | and fauna. | Agreed |
| e e | | rigioda |
| | (b) The User Agency shall provide alternate fuels preferably LPG to the labourers and staff working | |
| | at the site so as to avoid any damage and pressure | |
| | on the nereby forest areas. | |
| | | |
| 7. | The layout plan of the proposal shall not be | |
| | changed without prior approval of the Ministry of | Agreed |
| | Environment, Forest & Climate Change. | |
| 8. | (a) The forest land shall not be used for any | |
| 2.2 | purpose other than that specified in the project | |
| | proposal. | H THE TOTAL |
| | (b) The period of diversion under this approval | Agreed |
| | shall be co-terminus with the period of the project | |
| æ | life/ requirement. | |
| 11 | | |

| 4 | (c) The Forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of the Ministry of Environment, Forest & Climate Change. | |
|----|--|--------|
| 9. | Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forest & wildlife. | Agreed |

Note: Undertaking w.r.t. conditions mentioned at para B. (1 to 9) is also enclosed.

In view of above, it is requested to process the proposal for grant of final (Stage-II) Forest Clearance under FCA, 1980 at the earliest.

Yours faithfully,

(Gulam Qadir) Project Director

Copy to: The APCCF-cum-Nodal Officer (FC), O/o PCCF, Aranya Bhawan, Shaheed Peer Ali Khand Marg, Post-Veterinary College, Patna 800 014, Bihar.

Undertaking

Sub.: In-principal approval (Stage-I) approval of Development of 4 lane inter corridor (Green field alignment) from Amas (Old NH-2/ New NH-19) to Shiwrampur under Bharatmala Pariyojna (Lot- 5/ Package-7) in state of Bihar- Package-I from Amas (Ch.00+000) to Shiwrampur (Ch. 55+002)-Total Length 55.002 km.(Online Proposal No. FP/BR/Road/146205/2021): Undertakings for obtaining Final (Stage-II) Forest Clearance- Reg.

Ref.: Govt. of India, MoEF&CC, IRO- Ranchi's letter No: FP/BR/Road/146205/2021/654, dated 27.10.2022

The user agency NHAI, PIU Gaya hereby undertakes the following:

- 1. That the Legal status of the forest land will remain unchanged.
- 2. That the User Agency i.e., NHAI shall deposit Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall also be charged by the State Government from the User Agency.
- 3. User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision and permission of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department. Further, in view of the State Government's recommendation, such number of trees whose removal is unavoidable, and whose translocation (species, number and girth to be decided by SFD) is practicable, will be translocated to the extent possible at the cost of user agency.
- 4. (a) The User Agency shall ensure that the labourers and staff engaged in construction activities do not damage the nearby forest flora and fauna.
 - (b) The User Agency shall provide alternate fuels preferably LPG to the labourers and staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
- 5. The layout plan of the proposal shall not be changed without prior approval of the Ministry of Environment, Forest & Climate Change.
- 6. (a) The forest land shall not be used for any purpose other than that specified in the project proposal.
 - (b) The period of diversion under this approval shall be co-terminus with the period of the project life/ requirement.
 - (c) The Forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of the Ministry of Environment, Forest & Climate Change.
- 7. That NHAI further undertakes to abide any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forest & wildlife.

Project Director NHAI, PIU-Gaya

Project Director NHAI, PIU, Gaya



भारत सरकार / Government of India पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

Ministry of Environment, Forest & Climate Change

Tel: 0651-2410002, 2410007; E-mail: ro.ranchi-mef@gov.in

एकीकृत क्षेत्रीय कार्यालय/Integrated Regional Office पता: द्वितीय तल, झारखण्ड राज्य आवास बोर्ड मुख्यालय, हरमू चौक, रॉची, झारखण्ड - 834002 Add: 2nd Floor, Headquarter-Jharkhand State Housing Board, Harmu Chowk, Ranchi, Jharkhand - 834002

No.FP/BR/ROAD/146205/2021/654

Date: <u>26th</u> October, 2022

To

The Principal Secretary,

Department of Environment, Forests & Climate Change, Government of Bihar, Sichai Bhawan, Secretariat, Patna - 800015.

Sub: In-principle (Stage-I) approval of Central Government under Forest (Conservation) Act 1980 for diversion of 2.064 ha forest land in favour of National Highway Authority of India (NHAI), PIU, Gaya for construction of four lane Inter Corridor Package-I from Amas (Ch.Km 0+000) to Shivrampur (Ch.Km 55+002), NH-119D under Bharatmala Pariyojna in Gaya district of Bihar - reg.

Sir.

I am directed to refer to the State Govt.'s letter No.Van Bhumi-36/2022-551(E)/Pa.Va.Ja.Pa. dated 12.07.2022 and letter No.Va.Sa./07/2022-845 dated 14.09.2022 of the APCCF-cum-Nodal Officer (FC), Bihar on the above mentioned subject seeking prior approval of the Ministry of Environment, Forest and Climate Change under section 2 of Forest (Conservation) Act, 1980.

After due consideration of the proposal of the State Government, the Central Government, hereby conveyed "in-principle" approval for diversion of 2.064 ha forest land in favour of National Highway Authority of India (NHAI), PIU, Gaya for construction of four lane Inter Corridor Package-I from Amas (Ch.Km 0+000) to Shivrampur (Ch.Km55+002), NH-119D under Bharatmala Pariyojna in Gaya district of Bihar, subject to the following conditions and stipulations.

A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.

The cost of compensatory afforestation on the CA land (4.5 ha) at the (1)prevailing wage rates as per compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance with the State Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.

- (2) The State Government shall charge the Net Present Value (NPV) for the 2.064 ha forest area to be diverted under this proposal from the User Agency as per the order of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 and 5-3/2011-FC(vol-I) dated 19/01/2022 in this regard.
- (3) All the funds received from the user agency under the project shall be transferred / deposited to CAMPA fund only through e-portal (https://parivesh.nic.in/).
- (4) The KML files of the area to be diverted and the CA area shall be uploaded on the e-Green watch portal with all requisite details and submitting compliance report for seeking Stage-II approval.
- (5) The FRA certificate as per Ministry's guidelines shall be submitted before the issuance of final approval. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- (6) Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of Comprehensive Guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No.5-2/2017-FC dated 28.03.2019.
- (7) The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).

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:

- (1) Legal status of the forest land shall remain unchanged.
- (2) Compensatory afforestation shall be taken up by the Forest Department over 4.5 ha. degraded forest land (Site -Baghi Khurd, Range - Gaya, Compartment No.28 under Gaya Forest Division) at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided.
- (3) Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall also be charged by the

State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.

- (4) User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision and permission of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department. Further, in view of the State Government's recommendation, such number of trees whose removal is unavoidable, and whose translocation (species, number and girth to be decided by SFD) is practicable, will be translocated to the extent possible at the cost of user agency.
- (5) The State Forest Department shall raise Strip Plantation on both sides of the road as per the IRC norms on the basis of available blank area in RoW by using plastic wire mesh at cost provided by the User Agency.
- (6) (a) The User Agency shall ensure that the labourers and staff engaged in construction activities do not damage the nearby forest flora and fauna.
 - (b) The User Agency shall provide alternate fuels preferably LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
- (7) The layout plan of the proposal shall not be changed without prior approval of the Ministry of Environment, Forest & Climate Change.
- (8) (a) The forest land shall not be used for any purpose other than that specified in the project proposal.
 - (b) The period of diversion under this approval shall be co-terminus with the period of the project life/ requirement.
 - (c) The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of the Ministry of Environment, Forest & Climate Change.
- (9) Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forest & wildlife.

After receipt of the report from the State Government regarding due compliance and fulfillment of the above conditions and stipulations, formal approval will be issued in this regard under Section 2 of Forest (Conservation) Act, 1980. Transfer of forest land by the State Government to the user agency should not be given effect to till formal order approving diversion of forest land is issued by the Ministry of Environment, Forest and Climate Change. To facilitate speedy execution of this project, the in-principle approval may be considered for issuance of working permission for commencement of works by the competent authority, if the required

funds for NPV and all other compensatory levies specified in the in-principle approval are realized from the user agency and accordingly the State Government, by passing an order, may allow the commencement of work of the linear project in forest land for a period of one year (The detail guideline issued vide Ministry letter No. 11-306/2014-FC, dated 28.08.2015 may be referred).

Yours sincerely,

(Shashi Shankar)

Assistant Inspector General of Forests

Copy to:-

- 1. The IGF(ROHQ), Ministry of Environment, Forests and Climate Change, Indira Paryavaran Bhawan, Jor Bagh Road, New Delhi 110 003.
- 2. The Principal Chief Conservator of Forests (HoFF), / The APCCF-cum-Nodal Officer (FC), Deptt. of Environment, Forests & Climate Change, Government of Bihar, Aranya Bhawan, Shahid Pir Ali Khan Path, Patna 800 014.
- 3. The Divisional Forest Officer, Gaya Forest Division, Gaya, Bihar.
- 4. The Project Director, NHAI, PIU, Gaya, Bihar 823001.
- 5. Guard File.

Assistant Inspector General of Forests

बिहार सरकार, पर्यावरण, वन एवं जलवायु परिवर्त्तन विभाग, कार्यालय : प्रधान मुख्य वन संरक्षक, बिहार, पटना। (कैम्पा एवं वन संरक्षण संभाग)

तृतीय तल, अरण्य भवन, शहीद पीर अली खाँ मार्ग, पटना—800 014 संख्या—व.सं. / 07 / 2021 - 950

प्रेषक,

नन्द कुमार मांझी उप वन संरक्षक।

सेवा में,

परियोजना निदेशक, भारतीय राष्ट्रीय राजमार्ग प्राधिकरण, परियोजना कार्यान्वयन इकाई, गया।

परियोजना कार्यान्वयन इकाई, गया। पटना १४, दिनांक- 8 8/11/202 2

विषय – भारतमाला परियोजना के तहत गया जिलान्तर्गत आमस-शिवरामपुर (0.000–55.002 कि॰मी॰) पथ निर्माण हेतु वन (संरक्षण) अधिनियम, 1980 के तहत 2.064 हे॰ वन भूमि अपयोजन प्रस्ताव पर सैद्धान्तिक स्वीकृति के संबंध में।

प्रसंग – भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, राँची का पत्रांक FP/BR/ROAD/146205/2021/654 दिनांक 27 10 2022

महाशय,

निदेशानुसार उपर्युक्त विषयक संबंध में सूचित करना है कि प्रासंगिक पत्र (छायाप्रति संलग्न) द्वारा भारत सरकार ने विषयाधीन परियोजना के निर्माण हेतु 2.064 हेक्टेयर वन भूमि के अपयोजन के प्रस्ताव पर दो भाग (भाग—A एवं B) में सैद्धान्तिक स्वीकृति प्रदान की है। सैद्धान्तिक स्वीकृति पत्र के भाग—A में 1—7 शर्तें तथा भाग—B में 1—9 शर्तें अधिरोपित है जिसका कंडिकावार अनुपालन आपके स्तर से अपेक्षित है।

2. सैद्धान्तिक स्वीकृति पत्र के भाग—A के शर्त संख्या 1 के आलोक में प्रधान मुख्य वन संरक्षक (विकास), बिहार के कार्यालय आदेश संख्या 03 दिनांक 01.11.2017 द्वारा निर्धारित मानक दर एवं वर्त्तमान मजदूरी पर क्षतिपूरक वनीकरण हेतु रू० 23,55,803/— (रूपये तैईस लाख पचपन हजार आठ सौ तीन) मात्र का प्राक्कलन वन प्रमंडल पदाधिकारी, गया द्वारा उपलब्ध कराया गया है।

उक्त राशि का आकलन वर्त्तमान मजदूरी दर रू० 373/प्रतिमानव दिवस पर किया गया है। श्रम संसाधन विभाग, बिहार सरकार द्वारा समय—समय पर मजदूरी दर में किये जाने वाले वृद्धि के फलस्वरूप क्षतिपूरक वनीकरण मद की राशि संभावित वृद्धि के साथ भुगतेय होगा।

- 3. सैद्धान्तिक स्वीकृति पत्र के भाग—A के शर्त संख्या 2 के आलोक में परियोजना निर्माण के क्रम में 2.064 हेक्टेयर अपयोजित होने वाली वन भूमि का NPV की राशि 9.57780 लाख रूपये प्रति हेक्टेयर की दर से कुल रू० 19,76,858/— (रूपये उनीस लाख छियतहर हजार आठ सौ अनठावन) मात्र NPV के मद में प्रयोक्ता एजेन्सी, पर्यावरण, वन एवं जलवायु परिवर्तन विभाग, बिहार को उपलब्ध कराएगी।
- 4. उपर्युक्त CA एवं NPV मद की कुल राशि रू० 43,32,661 / (रूपये तैतालीस लाख बत्तीस हजार छ: सौ एकसठ) मात्र को मंत्रालय के वेब—साईट parivesh.nic.in से e-challan generate कर Bihar CAMPA के account में online Mode द्वारा फंड ट्रांस्फर कर राशि जमा कराई जाय।
- 5. उक्त जमा की गयी राशि को पर्यावरण, वन एवं जलवायु परिवर्त्तन मंत्रालय, के e-portal पर प्रदर्शित करना अनिवार्य होगा साथ ही साथ जमा की गयी राशि की सूचना हेतु इस कार्यालय को UTR No एवं दिनांक के साथ e-challan की मूल प्रति दी जाय।

6. उपर्युक्त के अतिरिक्त प्रसंगाधीन पत्र के भाग—A में सन्निहित 1—7 शर्तें तथा भाग—B में सिन्निहित 1—9 शर्तों का अनुपालन सुनिश्चित करते हुए समेकित प्रतिवेदन इस कार्यालय को यथाशीघ्र समर्पित करने की कृपा की जाय तािक भारत सरकार से विषयाधीन मामले में अन्तिम स्वीकृति प्राप्त करने की कार्रवाई की जा सके।

अनु०-यथोक्त।

विश्वासभाजन, ह0 / – (नन्द कुमार मांझी) उप वन संरक्षक।

ज्ञापांक- व.सं./07/2022-958 दिनांक-08/11/2022

प्रतिलिपि— वन प्रमंडल पदाधिकारी, गया वन प्रमंडल, गया / वन संरक्षक, गया अंचल, गया को सानुलग्नक सूचनार्थ एवं आवश्यक कार्रवाई हेतु प्रेषित।

(नन्द कुमार मांझी) उप वन संरक्षक।



भारत सरकार / Government of India पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय Ministry of Environment, Forest & Climate Change

एकीकृत क्षेत्रीय कार्यालय/Integrated Regional Office

्यतः द्वितीय तल, झारखण्ड राज्य आवास बोर्ड मुख्यालय, हरम् चौक, रॉची, झारखण्ड - 834002 dd: 2[™] Floor, Headquarter-Jbarkhand State Housing Board, Harmu Chowk, Ranchi, Jharkhand - 834002 Tel: 0651-2410002, 2410007; E-mail: ro.ranchi-mef@gov.in

nd · 834002 Indiana in She ware

No.FP/BR/ROAD/146205/2021/654

To

Date: <u>26th</u> October, 2022

The Principal Secretary,

Department of Environment, Forests & Climate Change, Government of Bihar, Sichai Bhawan, Secretariat, Patna – 800015.

Figh.

Sub: In-principle (Stage-I) approval of Central Government under Forest (Conservation) Act 1980 for diversion of 2.064 ha forest land in favour of National Highway Authority of India (NHAI), PIU, Gaya for construction of four lane Inter Corridor Package-I from Amas (Ch.Km 0+000) to Shivrampur (Ch.Km 55+002), NH-119D under Bharatmala Pariyojna in Gaya district of Bihar – reg.

Sir,

I am directed to refer to the State Govt.'s letter No.Van Bhumi-36/2022-551(E)/Pa.Va.Ja.Pa. dated 12.07.2022 and letter No.Va.Sa./07/2022-845 dated 14.09.2022 of the APCCF-cum-Nodal Officer (FC), Bihar on the above mentioned subject seeking prior approval of the Ministry of Environment, Forest and Climate Change under section 2 of Forest (Conservation) Act, 1980.

After due consideration of the proposal of the State Government, the Central Government, hereby conveyed "in-principle" approval for diversion of 2.064 ha forest land in favour of National Highway Authority of India (NHAI), PIU, Gaya for construction of four lane Inter Corridor Package-I from Amas (Ch.Km 0+000) to Shivrampur (Ch.Km55+002), NH-119D under Bharatmala Pariyojna in Gaya district of Bihar, subject to the following conditions and stipulations.

A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.

(1) The cost of compensatory afforestation on the CA land (4.5 ha) at the prevailing wage rates as per compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance with the State Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.

- (2) The State Government shall charge the Net Present Value (NPV) for the 2.064 ha forest area to be diverted under this proposal from the User Agency as per the order of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 and 5-3/2011-FC(vol-I) dated 19/01/2022 in this regard.
- (3) All the funds received from the user agency under the project shall be transferred / deposited to CAMPA fund only through e-portal (https://parivesh.nic.in/).
- (4) The KML files of the area to be diverted and the CA area shall be uploaded on the e-Green watch portal with all requisite details and submitting compliance report for seeking Stage-II approval.
- (5) The FRA certificate as per Ministry's guidelines shall be submitted before the issuance of final approval. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- (6) Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of Comprehensive Guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No.5-2/2017-FC dated 28.03.2019.
- (7) The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).

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:

- (1) Legal status of the forest land shall remain unchanged.
- (2) Compensatory afforestation shall be taken up by the Forest Department over 4.5 ha. degraded forest land (Site -Baghi Khurd, Range - Gaya, Compartment No.28 under Gaya Forest Division) at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided.
- (3) Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall also be charged by the

State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.

- (4) User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision and permission of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department. Further, in view of the State Government's recommendation, such number of trees whose removal is unavoidable, and whose translocation (species, number and girth to be decided by SFD) is practicable, will be translocated to the extent possible at the cost of user agency.
- (5) The State Forest Department shall raise Strip Plantation on both sides of the road as per the IRC norms on the basis of available blank area in RoW by using plastic wire mesh at cost provided by the User Agency.
- (6) (a) The User Agency shall ensure that the labourers and staff engaged in construction activities do not damage the nearby forest flora and fauna.
 - (b) The User Agency shall provide alternate fuels preferably LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
- (7) The layout plan of the proposal shall not be changed without prior approval of the Ministry of Environment, Forest & Climate Change.
- (8) (a) The forest land shall not be used for any purpose other than that specified in the project proposal.
 - (b) The period of diversion under this approval shall be co-terminus with the period of the project life/ requirement.
 - (c) The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of the Ministry of Environment, Forest & Climate Change.
- (9) Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forest & wildlife.

After receipt of the report from the State Government regarding due compliance and fulfillment of the above conditions and stipulations, formal approval will be issued in this regard under Section 2 of Forest (Conservation) Act, 1980. Transfer of forest land by the State Government to the user agency should not be given effect to till formal order approving diversion of forest land is issued by the Ministry of Environment, Forest and Climate Change. To facilitate speedy execution of this project, the in-principle approval may be considered for issuance of working permission for commencement of works by the competent authority, if the required

funds for NPV and all other compensatory levies specified in the in-principle approval are realized from the user agency and accordingly the State Government, by passing an order, may allow the commencement of work of the linear project in forest land for a period of one year (The detail guideline issued vide Ministry letter No. 11-306/2014-FC, dated 28.08.2015 may be referred).

Yours sincerely,

(Shashi Shankar)

Assistant Inspector General of Forests

Copy to:-

- 1. The IGF(ROHQ), Ministry of Environment, Forests and Climate Change, Indira Paryavaran Bhawan, Jor Bagh Road, New Delhi 110 003.
- 2. The Principal Chief Conservator of Forests (HoFF), / The APCCF-cum-Nodal Officer (FC), Deptt. of Environment, Forests & Climate Change, Government of Bihar, Aranya Bhawan, Shahid Pir Ali Khan Path, Patna 800 014.
- 3. The Divisional Forest Officer, Gaya Forest Division, Gaya, Bihar.
- 4. The Project Director, NHAI, PIU, Gaya, Bihar 823001.
- 5. Guard File.

Assistant Inspector General of Forests



NEFT / RTGS CHALLAN for CAMPA Funds

Date: 05-12-2022

| Agency Name. | NATIONAL HIGHWAYS AUTHORITY OF INDIA, PROJECT IMPLEMENTATION UNIT - GAYA |
|------------------|--|
| Application No. | 61146205133 |
| MoEF/SG File No. | FP/BR/ROAD/146205/2021 |
| Location. | BIHAR |
| Address. | House No. 70/244, Chanakayapuri Colony, GayaGaya |
| Amount(in Rs) | 4332661/- |

Amount in Words :Forty-Three Lakh Thirty-Two Thousand Six Hundred and Sixty-One Rupees Only

NEFT/RTGS to be made as per following details;

| Beneficiary Name: | BIHAR CAMPA |
|-------------------------|---|
| IFSC Code: | UBIN0996335 |
| Pay to Account No. | 1506261146205133 Valid only for this challan amount. |
| Bank Name & Address: | Union Bank Of India FCS Centre,21/1, III Floor, Jelitta Towers, Mission Road, Bengaluru-560027 |

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

BANK COPY



NEFT / RTGS CHALLAN for CAMPA Funds

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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 and reference id to Email: fcsblr@unionbankofindia.bank, epurse@unionbankofindia.bank, ubin0903710@unionbankofindia.bank



CONFIRMATION

Transfer Money submitted successfully.

Reference Number 1212C9A59276

Account to be debited

1967201001013

Account Number

1506261146205133

Account Type

Domestic - Current

Transaction Date

12 Dec 2022

What would you like to do next?



More Payment Options



Go To Dashboard

Status

Completed

Account to be credited

BH CAMPA

IFSC Code

UBIN0996335

Amount₹

₹ 43,32,661.00

Pay Via

NEFT



Add Favourite



Set Repeat Transfer



Print

कार्यालय, जिला पदाधिकारी, गया के तहत रैखिक परियोजना निर्माण हेतु FRA, 2006 का प्रमाण पत्र

(भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्त्तन, नई दिल्ली द्वारा दिनांक 28.10.2014 को निर्गत दिशा निर्देश के तहत)

संख्या. 2048. दिनांक. 20/05/23...

वन प्रमण्डल पदाधिकारी का पत्र सं॰ 1187 दिनांक 03.03.2023 द्वारा गया जिला अंतर्गत राष्ट्रीय उच्च पथ सं०-119D भारतमाला परियोजना अन्तर्गत आमस (Ch.00+000) से शिवरामपुर (Ch.55+002) में मजबूतीकरण एवं चौड़ीकरण कार्य हेतु अंचल-गुरारू, मौजा-परसोहदा, खेसरा सं०-27, मौजा- घटेरा, खेसरा सं०-1399, 1400 एवं 1365, वन संरक्षण अधिनियम-1980 के अन्तर्गत 0.464 हेक्टेयर वन भूमि का अपयोजन (Diversion) के क्रम अनुशंसा किया गया है।

अनुमण्डल पदाधिकारी, टिकारी, गया का पत्र सं 837/सा॰ दिनांक 12.05.2023 द्वारा प्रतिवेदित किया गया है कि उपर्युक्त वर्णित परियोजना क्षेत्र में राष्ट्रीय उच्च पथ सं०-119D भारतमाला परियोजना अन्तर्गत आमस (Ch.00+000) से शिवरामपुर (Ch.55+002) में मजबूतीकरण एवं चौड़ीकरण कार्य हेतु अंचल-गुरारू, मौजा-परसोहदा, खेसरा सं०-27, मौजा- घटेरा, खेसरा सं॰-1399, 1400 एवं 1365, वन संरक्षण अधिनियम-1980 के अन्तर्गत 0.464 हेक्टेयर वन भूमि पर वर्ष 2001 एवं 2011 के जनगणना के अनुसार अनुसूचित जनजाति नहीं है।

प्राप्त अनुशंसा एवं जाँच प्रतिवेदन के आधार पर प्रमाणित किया जाता है कि प्रस्तावित रैखिक विकास परियोजना (कंडिका-1 में वर्णित) के लिये अपयोजित होने वाली भूमि प्रर अवस्थित वृक्षरोपण दिनांक 13.12.2005 के पूर्व 75 वर्षों से कम अविध में वन भूमि के रूप्र में अधिसूचित किया गया है और परियोजना क्षेत्र के गांवों में वर्ष 2001 एवं 2011 की जनगणना क्रें अनुसार अनुसूचित जनजाति की अभिलिखित आबादी नहीं है।,

अपर समाहर्ता

पदाधिकारी

गया।

Certified that Forest land proposed to be diverted is a plantation which was notified as "forest" less than 75 years prior to the 13th day of December 2005 and is located in villages having no recorded population of Scheduled Tribes, as per the Census-2001 and Census-

Additional Collector

District Magistrate Gaya

कार्यालय, जिला पदाधिकारी, गया के तहत रैखिक परियोजना निर्माण हेतु FRA, 2006 का प्रमाण पत्र

(भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्त्तन, नई दिल्ली द्वारा दिनांक 28.10.2014 को निर्गत दिशा निर्देश के तहत)

संख्या 2019 दिनांक 20,05,2023

वन प्रमण्डल पदाधिकारी का पत्र सं॰ 1187 दिनांक 03.03.2023 द्वारा गया जिला अंतर्गत राष्ट्रीय उच्च पथ सं॰-119D भारतमाला परियोजना अन्तर्गत आमस (Ch.00+000) से शिवरामपुर (Ch.55+002) में मजबूतीकरण एवं चौड़ीकरण कार्य हेतु अंचल-टिकारी, मौजा-नेपा, खेसरा सं॰-546, 547, 548, 551 एवं 560, वन संरक्षण अधिनियम-1980 के अन्तर्गत 0.80 हेक्टेयर वन भूमि का अपयोजन (Diversion) के क्रम अनुशंसा किया गया है।

अनुमण्डल पदाधिकारी, टिकारी, गया का पत्र सं $121/\dot{\eta}$ । दिनांक 17.05.2023 द्वारा प्रतिवेदित किया गया है कि उपर्युक्त वर्णित परियोजना क्षेत्र में राष्ट्रीय उच्च पथ सं०-119D भारतमाला परियोजना अन्तर्गत आमस (Ch.00+000) से शिवरामपुर (Ch.55+002) में मजबूतीकरण एवं चौड़ीकरण कार्य हेतु अंचल-टिकारी, मौजा-नेपा, खेसरा सं०-546, 547, 548, 551 एवं 560, वन संरक्षण अधिनियम-1980 के अन्तर्गत 0.80 हेक्टेयर वन भूमि पर वर्ष 2001 एवं 2011 के जनगणना के अनुसार अनुसूचित जनजाति नहीं है।

प्राप्त अनुशंसा एवं जाँच प्रतिवेदन के आधार पर प्रमाणित किया जाता है कि प्रस्तावित रैखिक विकास परियोजना (कंडिका-1 में वर्णित) के लिये अपयोजित होने वाली भूमि पर अवस्थित वृक्षरोपण दिनांक 13.12.2005 के पूर्व 75 वर्षों से कम अविध में वन भूमि के रूप में अधिसूचित किया गया है और परियोजना क्षेत्र के गांवों में वर्ष 2001 एवं 2011 की जनगणना के अनुसार अनुसूचित जनजाति की अभिलिखित आबादी नहीं है

अपर समाहर्ता,

जिला पदाधिकारी

गया।

<u>OR</u>

Certified that Forest land proposed to be diverted is a plantation which was notified as "forest" less than 75 years prior to the 13th day of December 2005 and is located in villages having no recorded population of Scheduled Tribes, as per the Census-2001 and Census-2011.

Additional Collector

Gaya

District Magistrate Gaya

336

कार्यालय, जिला पदाधिकारी, गया के तहत रैखिक परियोजना निर्माण हेतु FRA, 2006 का प्रमाण पत्र

(भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्त्तन, नई दिल्ली द्वारा दिनांक 28.10.2014 को निर्गत दिशा निर्देश के तहत)

वन प्रमण्डल पदाधिकारी का पत्र सं॰ 1187 दिनांक 03.03.2023 द्वारा गया जिला अंतर्गत राष्ट्रीय उच्च पथ सं॰-119D भारतमाला परियोजना अन्तर्गत आमस (Ch.00+000) से शिवरामपुर (Ch.55+002) में मजबूतीकरण एवं चौड़ीकरण कार्य हेतु अंचल-बेलागंज, मौजा-अलालपुर, खेसरा सं॰-149, 150 एवं 151, मौजा- खनेटा, खेसरा सं॰-1473 एवं 1057, वन संरक्षण अधिनियम-1980 के अन्तर्गत 0.80 हेक्टेयर वन भूमि का अपयोजन (Diversion) के क्रम अनुशंसा किया गया है।

अनुमण्डल पदाधिकारी, सदर, गया का पत्र सं 1298/भू०सु० दिनांक 10.05.2023 द्वारा अनुमण्डल पदाधिकारी, सदर, गया का पत्र सं 1298/भू०सु० दिनांक 10.05.2023 द्वारा प्रतिवेदित किया गया है कि उपर्युक्त वर्णित परियोजना क्षेत्र में राष्ट्रीय उच्च पथ सं०-119D भारतमाला परियोजना अन्तर्गत आमस (Ch.00+000) से शिवरामपुर (Ch.55+002) में मजबूतीकरण एवं चौड़ीकरण कार्य हेतु अंचल-बेलागंज, मौजा-अलालपुर, खेसरा सं०-149, 150 एवं 151, मौजा-खनेटा, खेसरा सं०-1473 एवं 1057, वन संरक्षण अधिनियम-1980 के अन्तर्गत 0.80 हेक्टेयर वन भूमि पर वर्ष 2001 एवं 2011 के जनगणना के अनुसार अनुसूचित जनजाति नहीं है।

प्राप्त अनुशंसा एवं जाँच प्रतिवेदन के आधार पर प्रमाणित किया जाता है कि प्रस्तावित रैखिक विकास परियोजना (कंडिका-1 में वर्णित) के लिये अपयोजित होने वाली भूमि पर अवस्थित वृक्षरोपण दिनांक 13.12.2005 के पूर्व 75 वर्षों से कम अविध में वन भूमि के रूप में अधिमूचित किया गया है और परियोजना क्षेत्र के गांवों में वर्ष 2001 एवं 2011 की जनगणना के अनुसार

अनुसूचित जनजाति की अभिलिखित आबादी नहीं है।

जिला पदाधिकारी गया।

OR

Certified that Forest land proposed to be diverted is a plantation which was notified as "forest" less than 75 years prior to the 13th day of December 2005 and is located in villages having no recorded population of Scheduled Tribes, as per the Census-2001 and Census-2011.

Additional Collector

Gaya

District Magistrate Gaya