

GOVERNMENT OF JAMMU AND KASHMIR
OFFICE OF THE EXECUTIVE ENGINEER PWD (R&B) DIVISION KATHUA

The Chief Conservator of Forests
Nodal Officer (FCA)
UT of Jammu & Kashmir

No:- 38-41/SE

Dtd:- 09-04-2026

Subject: Use of 1.24 Ha of forest land for Construction of link road from Nand to Sar Sabal upto fair weather status (Phase-1st) under NABARD

Reference: Proposal No. FP/JK/ROAD/142733/2021.

R/Sir,

On the subject matter cited above, compliance report of the terms and conditions laid down in the above-referred *In-Principle* approval letter for diversion of forest land under the Forest Conservation Act, 1980 is submitted as under:-

S. No	Conditions	Compliance by the user/indenting agency
i	Legal status of the forest land shall remain unchanged.	Agreed and complied with.
ii.	Cost of compensatory afforestation as per CA schemes may be realized from the user agency. The CA will be maintained for 10 years	Payment of Rs. 25,03,134.00 on account of transfer of funds on account of compensatory afforestation levies (Net present Value is 16,03,134 + Compensatory afforestation scheme is 9,00,000) for proposal No. FP/JK/ROAD/142733/2021 has been done against e-challan No. 61142733855 dated 16.03.2023 and transaction dated 20 March 2023. Payment confirmation is available online on PARIVESH portal (Copy of online receipt is enclosed)
iii.	The State Govt. shall charge the Net Present Value (NPV) of the forest land 1.124 ha being diverted for non-forestry purpose from the user agency, as per the order of the Hon'ble Sumpere Court of India dtd. 30.10.2002, 01.08.2003, 28.03.2008, 24.04.2008 and 09.05.2008 in IA No 566 in WP © No 202/1995 and as per the guidelines issued by the Ministry vide letter No 5-3/2011-FC(Vol-I) dtd. 06.03.2022 in this regard	Same as para ii
iv.	User agency shall deposit/transfer all the funds (Cost of CA, NPV etc) to CAMPA fund under the Ministry of Environment, Forest and climate change through e-portal (www.parivesh.nic.in)	User Agency has deposited all the Funds which is reflected and verified on the PARIVESH Portal.

v.	User agency should ensure that the compensatory levies (CA cost, NPV, etc.) are deposited through challan generated online on web portal and deposited in appropriate bank only. Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.	The Payment has been transferred and confirmation of the same has been reflected on the PARIVESH Portal.
vi	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	FRA Certificate issued by the Deputy Commissioner, Kathua, vide letter no. DCK/SQ/2022-23/9118 DTD 24.03.2023 is enclosed.
vii	The complete compliance report will be uploaded in the e-portal (https://parivesh.nic.in/)	Compliance report has been uploaded on e-portal (https://parivesh.nic.in/)
2. Standard Conditions.		
i.	Efforts should be made to fell minimum number of trees and in any case not more than 25 trees and 279 poles shall be felled.	Agreed and will be complied as per approval from Forest/ Wildlife authorities.
ii.	The UT Government shall upload the KML files of the degraded forest area accepted for raising compensatory afforestation in the E-Green watch portal of FSI, before handing over of forest land to the user agency.	Relates to UT Administration.
iii.	Compensatory afforestation shall be taken up by the Forest Department over degraded forest land in Mastgarh 23/J of Jasrota Range, Division Kathua, District Kathua at the cost of the user agency. The Plantation shall be done within one year from the date of issue of approval. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.	Pertains to Forest deptt.
iv.	The layout plan of the proposal shall not be changes without prior approval of central government.	Agreed and complied with.
v.	The forest land shall not be used for any purpose other than that specified in the project proposal.	Agreed and complied with.
vi.	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the central government.	Agreed and complied with.
vii.	No labour camp shall be established inside the forest area.	Agreed and complied with.
viii.	Sufficient firewood, preferably by the alternate fuel, shall be provided by the User agency to the labourer after purchasing the same from State Forest department or the Forest Development Corporation or any other legal source of alternate fuel	Agreed and complied with.
ix.	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Division Forest Officer	Agreed and complied with.
x.	No additional or new path will be constructed inside the forest area for transportation of construction material for execution of the project work	Agreed and complied with.

xi.	The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court and the UT government will ensure that the increased amount is deposited.	Agreed and complied with.
xii.	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	Agreed and complied with.
xiii.	No muck shall be dump in the forest land as per the undertaking given by UA that the generated muck shall be disposed off outside the forest area	Agreed and complied with.
Xiv	The User agency shall raise strip plantaion on both sides and central verge of the road as per IRC norms	Agreed and complied with
xv.	Speed regulating signange will be erected along the road at regular intervals in the Forest Areas	Agreed and complied with
Xvi	Violation of any of these conditions will amount to violation of Forest (conservation) Act, 1980 and action would be taken as per the MoEF&CC, guidelines 1.21 of handbook of Forest (conservation) Act 1980 and Forest conservation rules, 2003 (guidelines & clarification) 2019.	Agreed and complied with.
xvii.	Any other condition that the Ministry of Environment, Forest and Climate change may stipulate from time to time in the interest of conservation, protection and development of forest and wildlife	Agreed and complied with.
Xviii	The Ministry of Environment , Forest and Climate change may revoke/suspend the clearance, if implementation of any of the above conditions is not satisfactory. The state govt. will ensure compliance of these conditions through Forest Department	Agreed and complied with.
3.	After receipt of the compliance report on fulfilment of the conditions under para-2 above final approval order shal be given under Section-2 of the Forest (Conservation) Act 1980. The use of forest land will not be allowed till final approval is accorded	Agreed

Yours faithfully,


Executive Engineer,
PWD (R&B) Division
Kathua

Copy to the:-

1. Chief Engineer PW (R&B) Department Zone Jammu for favour of information please.
2. Superintending Engineer PWD (R&B) Kathua Samba Circle Kathua for favour of information please.
3. Divisional Forest Officer Kathua Fort Division Kathua for favour of information .

Online payment history made by User Agency under CAMPA

Help



Sno.	Proposal Detail	Application_No	Application No (New)	Date of IN-PRINCIPLE	Amount to be Paid/Amount Paid (In Rs.)	Payment Status	Payment Detail	Demand Letter
1	FP/JK/ROAD/142733/2021 (../viewreport.aspx?pid=FP/JK/ROAD/142733/2021) Construction of link road from Nand to Sar Sabal upti fair weather status (Phase-1st) under NABARD	ROAD1427332021855	61142733855	05 May 2022	CA: 900000/- Addl : 0/- CA : 0/- PCA: 0/-, CAT : 0/- Safety : Addl : 0/- Zone: 0/-, PA : 0/- NPV: 1603134/- NII : 0/- NII : 0/- NII : 0/- Total :2503134/-	✓ Paid	Fund Demand Verified by : 14 Mar 2023 Nodal Officer On : Bank Name : Union Bank Of India Mode of Payment : NEFT/RTGS (Challan) Challan Generated On : 16 Mar 2023 Transaction Date : 20 Mar 2023	Demand Letter (../writereaddata/Fundpdf/130320231634252907_FPJKROAD1427332021_User_...) Generated Challan (../UserAccount/Neft_Challan.aspx?pid=ROAD1427332021855)
2	FP/JK/ROAD/143592/2021 (../viewreport.aspx?pid=FP/JK/ROAD/143592/2021) Improvement/Widening of Lakhapur Thein Road RD 12/700 to RD 17/100	ROAD1435922021906	61143592906	22 Nov 2021	CA: 1202000/- Addl : 0/- CA : 0/- PCA: 0/-, CAT : 0/- Safety : Addl : 0/- Zone: 0/-, PA : 0/- NPV: 2224602/- 0 : 0/- 0 : 0/- 0 : 0/- Total :3426602/-	✓ Paid	Fund Demand Verified by : 28 Feb 2022 Nodal Officer On : Bank Name : Union Bank Of India Mode of Payment : NEFT/RTGS (Challan) Challan Generated On : 02 Mar 2022 Transaction Date : 10 Mar 2022	Demand Letter (../writereaddata/Fundpdf/230220221307585165_FPJKROAD1435922021_User_...) Generated Challan (../UserAccount/Neft_Challan.aspx?pid=ROAD1435922021906)



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MeitY

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(HTTP://WWW.PMINDIA.GOV.IN/EN/)



(HTTP://WWW.NIC.IN/)

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Government of Jammu and Kashmir
OFFICE OF THE DEPUTY COMMISSIONER KATHUA

To Whom It May Concern

Subject: Issue of recognition of Forest Right Act Certificate in respect of construction of alternative alignment of Lakhanpur-Thein road KM 11th to 12th due to submergences of 2x39 mtrs, RCC T-girder bridge on Nora Nallah (at 410.0 mtr level).

In compliance with 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,) 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 exemption/relaxation in respect of linear projects, it is certified that 2.84 hectares of forest land is proposed to be diverted in favour of **construction of alternative alignment of Lakhanpur-Thein road KM 11th to 12th due to submergences of 2x39 mtrs, RCC T-girder on Nora Nallah -**, in District Kathua. Detail of project is given hereunder:

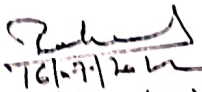
S. No.	Name of the road	PKg. No.	Forest land proposed to be diverted for PWD(R&B) Projects (In Ha.)
1.	Construction of alternative alignment of Lakhanpur-Thein road KM 11 th to 12 th due to submergences of 2x39 mtrs, RCC T-girder bridge on Nora Nallah(at 410.0 Level)	FP/JK/Road/155190/2022	2.84 Hectares

It is further certified that:

- (a) The complete process for identification and settlement of rights under the FRA has been carried out for the entire of 2.84 Hectares of forest area proposed for diversion. As per MoEF letter No. F.No. 11-9/98-FC (pt), Dated: 5th Feb. 2013 for linear projects like construction of roads, there is no requirement of resolution (meeting/consent) of Gram Sabha of that area for forest land, use of which is proposed to be diverted. Hence, no such records of all constructions and meetings of the Forest Right Committee(s) Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed.
- (b) Tehsildar Kathua vide his office letter No. K/OQ/2022-23/383 dated 07-07-2022 has reported that joint verification has been conducted by the field staff & it has been reported that no claims are pending for disposal under Forest Rights.
- (c) Wildlife Warden, Kathua vide his office letter No. WLW/K/2022-23/733-37 dated 29-06-2022 has intimated that his office has not received any application/claims under Forest Right Act till date with respect to the areas of Panchayat Basantpur falling under their Conservation Reserve.

Hence, Forest Rights Act certificate is issued for forest land measuring 2.84 Ha. required for construction of alternative alignment of Lakhanpur-Thein road KM 11th to 12th due to submergences of 2x39 Mtrs, RCC T-girder bridge on Nora Nallah (at 410.0 Level), in District Kathua.

No.: DCK/SQ/2022-23/7096-99
Dated: 16-07-2022


(Rahul Pandey) IAS
Deputy Commissioner
Kathua

Copy to the:

1. Chief Engineer, PWD (R&B) Department, Jammu for Information.
2. Superintending Engineer PWD (R&B) Jammu-Kathua Circle Jammu for favour of Information.
3. Wild Life Warden, Kathua for Information.
4. Executive Engineer, PWD (R&B) Division Kathua for Information. This is in reference to your letter No. 2132/33/G dated 07-05-2022.