



# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार)

परियोजना कार्यान्वयन इकाई, हनुमानगढ़

## National Highways Authority of India

(Ministry of Road Transport & Highways, Govt. of India)

Project Implementation Unit, Hanumangarh

191, Court Road, Near City Police Station, Hanumangarh Junction - 335512

191, कोर्ट रोड, नजदीक सिटी पुलिस स्टेशन, हनुमानगढ़ जंक्शन-335512

दूरभाष/Phone : 01552-260069 ई-मेल/E-mail : piuhanumangarh@nhai.org, piuhanuman@gmail.com



सत्यमेव जयते

NHAI/15021/1/2018/Forest/AJ-SR/4119

Date: 21.09.2022

The Regional Officer

IRO, MoEF&CC - Rajasthan State

Aaranya Bhawan, Jhalana Institutional Area

Jaipur - 302004

**Sub:** Construction of 6-lane access controlled Greenfield highway from Km (-)00+300 to Km. 252+500 of Sangariya (near Chautala)-Rasisar (near Bikaner) section of NH-754K as a part of Amritsar-Jamnagar Economic Corridor in the State of Haryana & Rajasthan on EPC mode under Bharatmala Pariyojana(Phase-I): **Diversion of 63.6807 ha. of forest land in favour of National Highways Authority of India PIU Hanumangarh -reg.**

**Ref:** EDS Reply for IRO Jaipur Letter No. File No. 8B/RAJ/06I25I2O2OBC Dated: 16<sup>th</sup> June, 2022 for Forest diversion proposal no. FP/RJ/ROAD/37034/2018 of NHAI.

Sir,

In reference to the above subject and your letter regarding EDS, please find below NHAI reply for the same.

Sl.	EDS raised	EDS reply by NHAI
i.	FRA certificates are received for all the three districts (Bikaner, Hanumangarh & Sriganganagar). However, Gram Sabha resolution for area falling in districts Bikaner and Sriganganagar are not received.  Also, proceedings of District Level committee in district Sriganganagar is on the letter pad of Jila Parishad which shall be on the letter pad of District Collector.	All the FRA's were submitted after due process and respected DC/DM submitted the FRA certificates after complete process. It is however brought to your kind notice that as per MoEFCC circular F.No.11-9/98-FC (pt.) dated 05.02.2013, it states that in case of linear projects resolution of the Gram Sabha and Public hearing may not be required. (Enclosed as Annexure-1).  The meeting was conducted in the presence of the District Collector and the CEO Jila Parishad, DC has also signed on the MoM of Jila Parishad (Letter no.2588 dated 22.01.2021 enclosed as Annexure-2)
ii.	Nodal officer, Govt. of Rajasthan letter dated 27.01.2022 of is not readable. Thus, clear and readable copy of the letter shall be uploaded on the PARIVESH portal.	Clear copy of Nodal officer, Govt. of Rajasthan letter dated 27.01.2022 is attached as Annexure-3)

Cont. Page-2

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It is therefore requested to kindly accept and the EDS reply and provide the Stage-II clearance at the earliest as this project is of National Importance.

**Thanking you,**

Encl.: As above.

Yours Faithfully,

  
Project Director  
2/9/2022



भारत सरकार  
GOVERNMENT OF INDIA  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय  
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE  
CHANGE



एकीकृत क्षेत्रीय कार्यालय, जयपुर / Integrated Regional Office,  
Jaipur

ए 218 & बी 216 "अरण्य भवन", झालाना संस्थानिक क्षेत्र, जयपुर - 302004 / A-218 & B-216, "ARANYA  
BHAWAN", Jhalana Institutional Area, Jaipur-302004  
दूरभाष/Tel No: 0141-2713858, 2713786 Email: iro.jaipur-mefcc@gov.in

File No. 8B/RAJ/06/25/2020/FC

Dated: 16<sup>th</sup> June, 2022

सेवा में,  
शासन सचिव (वन)  
सिविल सचिवालय, राजस्थान शासन,  
जयपुर, राजस्थान

(ऑनलाईन क्रमांक FP/RJ/ROAD/37034/2018)

**विषय:** Diversion of 63.6807 ha. of forest land in favour of National Highways Authority of India PIU Hanumangarh for Construction of approach road for construction of 4/6 lane road from Choutala in Sirsa district in the state of Haryana to Rasiser in Bikaner district in the state of Rajasthan from CH ( 0.300) km to 252.500 km. this is a part of Amritsar to Kandla Express Way under Bharatmata Pariyojana.

**सन्दर्भ:** शासन सचिव (वन), राजस्थान का पत्र क्रमांक P.1(40)Forest/2020(Part) dated 05.05.2022.  
महोदय,

उपरोक्त विषयांतर्गत संदर्भित पत्र का आशय ग्रहण करने का कष्ट करें। विषयांकित प्रस्ताव पर इस कार्यालय के सैद्धान्तिक अनुमोदन दिनांक 02.09.2021 का अनुपालन प्रतिवेदन प्रेषित कर केन्द्र सरकार की वन (संरक्षण) अधिनियम, 1980 के तहत धारा-2 के तहत स्वीकृति मांगी गयी थी।

अनुपालन प्रतिवेदन के परिक्षणोपरांत यह पाया गया कि राज्य शासन द्वारा सम्पूर्ण जानकारी/ दस्तावेज परिवेश पोर्टल पर अपलोड नहीं किये गये हैं। अतः राज्य शासन से अनुरोध है कि निम्नलिखित आवश्यक जानकारी इस कार्यालय को ऑनलाईन पोर्टल के माध्यम से उपलब्ध कराये:

i. FRA certificates are received for all the three districts (Bikaner, Hanumaangarh & Sriganganagar). However, Gram Sabha resolution for area falling in districts Bikaner and Sriganganagar are not received. Also proceedings of District Level Committee in district Sriganganagar is on the letter pad of Jila Parishad which shall be on the letter pad of District Collector.

ii. Nodal Officer, Govt. of Rajasthan letter dated 27.01.2022 of is not readable. Thus, clear and readable copy of the letter shall be uploaded on the PARIVESH portal.

इस संबंध में राज्य शासन से यह अनुरोध है कि उपरोक्त जानकारी को ऑनलाईन पोर्टल पर आवश्यक दस्तावेज सहित अपलोड कराये ताकि अग्रेतर कार्यवाही सुनिश्चित की जा सके।

(श्रवण कुमार वर्मा)  
उप महानिरीक्षक / क्षेत्रीय अधिकारी

प्रतिलिपि: (ई-मेल द्वारा)

1. अतिरिक्त प्रधान मुख्य वन संरक्षक एवं नोडल अधिकारी (वन संरक्षण), वन विभाग, अरण्य भवन, झालाना इंस्टिट्यूशनल एरिया, जयपुर, राजस्थान।
2. उप वन संरक्षक, बीकानेर/हनुमानगढ़/श्रीगंगानगर वनमण्डल, राजस्थान।

File No.8B/Raj/06/25/2020

3. राष्ट्रीय राजमार्ग प्राधिकरण, 191, कोर्ट रोड, सिटी पोलिस स्टेशन के समीप, हनुमानगढ़ जंक्शन, हनुमानगढ़, राजस्थान।
4. आदेश पत्रावली।

# कार्यालय प्रधान मुख्य वन संरक्षक (HoFF) राजस्थान, जयपुर

क्रमांक: एफ. 14( )2019/संयुक्त रोड्स/एफसीए/प्रमुवसं/ 475

दिनांक 27/11/22

शासन सचिव,  
वन विभाग,  
राजस्थान, जयपुर।

विषय:—Diversions of 63.6807 ha. forest land in favour of NATIONAL HIGHWAYS AUTHORITY OF INDIA PIU HANUMANGARH for construction of approach road for construction of 4/6 lane road from Choutala in Sirsa district in the state of Haryana to Rasiser in Bikaner district in the state of Rajasthan from CH (0.300) km to 252.500 km. This is a part of Amritsar to Kandla Express Way under Bharatmala Pariyojana. (प्रस्ताव सं. FP/RJ/Road/37034/2018)

सन्दर्भ:—भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, लखनऊ कार्यालय का पत्र सं. 8 बी/राज/06/25/2020/एफसी/854 दिनांक 02.09.2020

महोदय,

उपरोक्त विषयान्तर्गत आपके संदर्भित पत्र से जारी सैद्धान्तिक स्वीकृति में अधिरोपित शर्तों की अनुपालना मुख्य वन संरक्षक, बीकानेर ने उनके पत्रांक 10208 दि. 27.12.2021 से अपने संबंधित उप वन संरक्षकों से प्राप्त कर इस कार्यालय में प्रेषित की है, जो निम्नानुसार है:—

S. N.	Conditions	Compliance
1.	Legal status of the forest land shall remain unchanged.	Legal Status of Forest Land will remain unchanged. undertaking has been given by user agency.
2.	Compensatory afforestation shall be taken up by the Forest Department over 127.5152 ha degraded forest land (Compartment/Khasra No. 01, Village Chak 329.700 RD & 244 RD, Tehsil Lunkaransar, District-Bikaner), (Compartment/Khasra No. 1, Village Sonari Meghsinghpura, Tehsil Nohar, District Hanumangarh), (Compartment/khasra No. 3PPN, Village 3PPN, Tehsil Suratgarh, District Sriganganagar) at the cost of user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.	Compensatory Afforestation (127.5152 Hect.) CA Amount detail- Bikaner = Rs. 1,09,41,638/- (Labour rate 213/-) Hanumangarh = Rs. 6,84,140/- (Labour rate 213/-) Sriganganagar = Rs. 58,22,117/- (Labour rate 213/-) deposited in CAMPA fund on 08.10.2020 through NEFT No. P282200000878430 - RAJASTHAN CAMPA Difference Amount detail- (Labour Rate 213 to 225) Bikaner = Rs. 5,81,347/- Hnumangarh = Rs. 36,360/- Sriganganagar = Rs. 3,09,396/- deposited in CAMPA fund on 25.01.2021 Through NEFT No. P025210081350531- RAJASTHAN CAMPA Difference Amount detail - (Labour Rate 225 to 252) Bikaner = Rs. 13,82,759/- Hnumangarh = Rs. 86,460/- Sriganganagar = Rs. 7,35,717/- deposited in CAMPA fund on 27.10.2021 Through UTR No. P300210134617418- RAJASTHAN CAMPA Total C.A. Amount = 2,05,79,934/- amount deposited by NHAI in CAMPA fund. So Compensatory Afforestation Shall be taken up by the forest department.
3.	The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the 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.	Compensatory Afforestation (127.5152 Hect.) CA Amount detail- Bikaner = Rs. 1,09,41,638/- (Labour rate 213/-) Hanumangarh = Rs. 6,84,140/- (Labour rate 213/-) Sriganganagar = Rs. 58,22,117/- (Labour rate 213/-) deposited in CAMPA fund on 08.10.2020 through NEFT No. P282200000878430 - RAJASTHAN CAMPA Difference Amount detail- (Labour Rate 213 to 225) Bikaner = Rs. 5,81,347/- Hnumangarh = Rs. 36,360/-

		<p>Sriganganagar = Rs. 3,09,396/- deposited in CAMPA fund on 25.01.2021 Through NEFT No. P025210081350531- RAJASTHAN CAMPA Difference Amount detail - (Labour Rate 225 to 252) Bikaner = Rs. 13,82,759/- Hnumangarh = Rs. 86,460/- Sriganganagar = Rs. 7,35,717/- deposited in CAMPA fund on 27.10.2021 Through UTR No. P300210134617418- RAJASTHAN CAMPA Total C.A. Amount = 2,05,79,934/- amonut deposited by NHAI in CAMPA fund. So Compensatory Afforestation Shall be taken up by the forest department.</p>															
4.	<p>The State Government shall charge the Net Present Value (NPV) for the 63.6807 ha. forest area to be diverted under this proposal from the user agency as per the orders 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 in this regard.</p>	<p>The Net Present Value Rs. 2,78,92,148/- for 63.6807 ha. of land as per details given below :</p> <table style="margin-left: 40px;"> <tr> <td>Bikaner</td> <td>:</td> <td>Rs. 1,75,12,379/-</td> </tr> <tr> <td>Hanumangarh</td> <td>:</td> <td>Rs. 10,61,231 /-</td> </tr> <tr> <td>Sriganganagar</td> <td>:</td> <td>Rs. 93,18,538 /-</td> </tr> <tr> <td colspan="3" style="text-align: center;">-----</td> </tr> <tr> <td>Total</td> <td>:</td> <td>Rs. 2,78,92,148/-</td> </tr> </table> <p>deposited in CAMPA fund on dated 08.10.2020 through NEFT No. P282200000878430 - RAJASTHAN CAMPA by NHAI (Application no. 6137034433 MoEF / SG File no.8B/RAJ/06/25/2020 in the account no. 150856137034433 in RAJASTHAN CAMPA Bank Details : Corporation Bank, Lodhi Complex Branch, Block 11, CGO Complex, Ph-I, Lodhi Road, New Delhi-110003).</p>	Bikaner	:	Rs. 1,75,12,379/-	Hanumangarh	:	Rs. 10,61,231 /-	Sriganganagar	:	Rs. 93,18,538 /-	-----			Total	:	Rs. 2,78,92,148/-
Bikaner	:	Rs. 1,75,12,379/-															
Hanumangarh	:	Rs. 10,61,231 /-															
Sriganganagar	:	Rs. 93,18,538 /-															
-----																	
Total	:	Rs. 2,78,92,148/-															
5.	<p>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 be charged by the State Government from the User Agency. The User agency shall furnish an undertaking to this effect.</p>	<p>Undertaking enclosed by User agency for additional amount of the NPV of the diverted forest land.</p>															
6.	<p>User agency shall restrict the felling of trees to minimum number the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.</p>	<p>User agency certified that minimum number of trees shall be felled. (Undertaking enclosed)</p>															
7.	<p>As far as possible maximum number of trees shall be translocated according to detailed scheme for translocation of suitable plants prepared in consultation with the State Forest Department and cost for the same shall be borne by the user agency.</p>	<p>User agency agreed upon. the certificate of undertaking is enclosed.</p>															
8.	<p>Road side plantation shall be done according to a scheme for road side plantation as per IRC norms prepared in consultation with the state forest department and the cost for the same shall be borne by the user agency.</p>	<p>User agency agreed upon. the certificate of undertaking is enclosed.</p>															
9.	<p>The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.</p>	<p>FRA 2006 certificate are enclosed.</p>															
10.	<p>User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.</p>	<p>User agency has given undertaking that Strip Plantation as per IRC norms shall be done.</p>															

11.	Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.	User agency has given undertaking that Speed regulating signage will be installed as per the provisions of CA/IRC in the Forest Area.
12.	The user agency shall provide suitable under/over pass in Protected Area/Forest Area as per recommendations of CWLW/NBWL/FAC/REC.	User Agency Undertaking that Suitable under / overpass in Protected Area/ Forest Area will be constructed as per the provisions.
13.	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	Environmental Clearance is attached.
14.	The layout plan of the proposal shall not be changed without prior approval of Central Government.	User agency has given undertaking that No change in layout plan shall be done without approval of Govt.
15.	No labour camp shall be established on the forest land.	User agency has given undertaking that No labour camp shall be established in Forest Land.
16.	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after Purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.	User agency Agreed and submitted Undertaking for the same.
17.	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.	User agency has given undertaking that The boundary of the diverted Forest land has been demarcated with concrete pillars.
18.	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	User agency has given undertaking that No additional or new path will be constructed inside the forest area.
19.	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.	User agency Agreed and submitted Undertaking for the same.
20.	The forest land shall not be used for any purpose other than that specified in the project proposal.	User agency has given undertaking that Forest land shall not be used for any other purpose.
21.	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.	User agency has given undertaking that the forest land shall not be transferred / diverted to any other agency.
22.	DFO should submit a certificate, certifying that no work has been executed in violation of Forest (Conservation) Act, 1980 in the said proposal.	No work has been executed in violation of Forest (Conservation) Act, 1980. DFO certificate attached.
23.	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 Guideline F.No 11-42/2017 FC dt. 29/01/2018.	No Voilation cetificate by DCF's & user agency Violation undertaking is enclosed.
24.	Before the sanction of this project user agency must take approval from State Government as per Aravali Notification dated 07.05.1992 .	Not Applicable for this project road.
25.	The Project Proponent (NHAI) must allow free movement of vehicles of the Forest Department on official duty.	User agency has given undertaking is enclosed.

26.	Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.	User agency has given undertaking and will be complied as desired.
27.	All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal	User agency has given undertaking and has been complied also.
28.	The compliance report shall be uploaded on e-portal	The Compliance has been uploaded on e-portal

उक्तानुसार सैद्धान्तिक स्वीकृति की समस्त शर्तों की पालना हो चुकी है। अतः प्राप्त पालना की दो प्रतियां (एक मूल एवं एक छायाप्रति) प्रेषित कर निवेदन है कि एक मूल प्रति भारत सरकार को अग्रेषित कर प्रकरण में वनभूमि प्रत्यावर्तन की विधिवत स्वीकृति जारी करवाने का कष्ट करें।

संलग्न:—उक्तानुसार।

भवदीय

(डॉ. गोविन्द सागर भारद्वाज)  
अति. प्रधान मुख्य वन संरक्षक,  
प्रोटेक्शन एवं नोडल अधिकारी एफसीए,  
राजस्थान, जयपुर।

दिनांक

क्रमांक: एफ. 14( )2019/संयुक्त रोड्स/एफसीए/प्रमुखसं/  
प्रतिलिपि:—

Deputy Inspector General of Forests & Regional Officer, Government of India, Ministry of Environment Forests & Climate Change, IRO, Jaipur को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है।

( एस. के. गुप्ता )  
उप वन संरक्षक (एफ.सी.ए.)  
अरण्य भवन, जयपुर

# कार्यालय जिला परिषद (ग्रामीण विकास प्रकोष्ठ) श्रीगंगानगर

क्रमांक:-माडा/परम्परागत वन निवासी/ 2588

दिनांक:- 22/1/2021

## बैठक कार्यवाही विवरण

पर्यावरण और वन मंत्रालय (एमओईएफ) के अनुपालन में, भारत सरकार के पत्र संख्या 11-9/98-एफसी (पीटी) ने 3 अगस्त 2009 को दिनांकित किया जिसमें एमओईएफ ने आरंभ करने और प्रक्रिया को पूरा करने के लिए साक्ष्य प्रस्तुत करने पर दिशानिर्देश जारी किए पालना में द्वारा अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम 2006 एवं नियम 2008 द्वारा गठित जिला स्तरीय समिति की बैठक आज दिनांक 22.01.2020 को सुबह 6... बजे श्रीमान जिला कलक्टर की अध्यक्षता में कलक्ट्रेट सभागार में सम्पन्न हुई। बैठक में निम्नलिखित अधिकारीगण एवं सदस्यगण उपस्थित हुये जिनकी सूची परशिष्ट-1 पर संलग्न हैं।

बैठक में अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम 2006 एवं नियम 2008 के अन्तर्गत निम्नांकित प्रकरण बैठक में विचारार्थ रखा गया :-

1. जिला स्तरीय वनाधिकार कमेटी से वन क्षेत्र में पड़ने वाली ग्राम पंचायत ठेठार एवं सरदारपुराखर्था सूरतगढ़ की 21.2752 हैक्ट. भूमि संबंधित ग्राम पंचायत की ग्राम सभा में अनुमोदन के आधार पर अनुशंषा के द्वारा इस समिति के समक्ष अनुमोदन हेतु रखा गया है।

### अनुशंषा :-

1. अनुसूचित जनजाति एवं अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम 2006 की धारा 3(1) के अन्तर्गत एवं नियम 2008 के अन्तर्गत उक्त प्रस्तावित वन भूमि पर कोई दावे लम्बित नहीं हैं। अतः बैठक में उपस्थित सभी सदस्यों ने उक्त भूमि पर कोई दावा लम्बित नहीं होने के कारण अनुसूचित जनजाति एवं अन्य (वन अधिकारों की मान्यता) अधिनियम 2006 एवं तत्संबंधी नियम 2008 के अन्तर्गत वन क्षेत्र में पड़ने वाली निम्नांकित भूमि यथा :-

- अ. भारतमाला परियोजना लॉट-4/पैकेज-5 के अन्तर्गत इकॉनॉमिक कॉरिडोर अमृतसर-जामनगर परियोजना के पथांश संगरिया (जिला-हनुमानगढ़) से बीकानेर के तहत श्रीगंगानगर जिले के सूरतगढ़ तहसील के गांवों की अतिरिक्त भूमि अवाप्ति के क्रम में वन अधिकार अधिनियम 2006 के तहत प्रमाण-पत्र जारी करने के संबंध में।

उक्त श्रीगंगानगर जिले के गांवों की भूमि अवाप्ति के क्रम में संबंधित ग्राम पंचायत की ग्राम सभा में अनुमोदन एवं उपखण्ड स्तरीय समिति की अनुशंषा के आधार पर सर्वसम्मति से अनुशंषा की जाती है।

22/1/21  
श्री अशोक कुमार मीणा  
मुख्य कार्यकारी अधिकारी  
जिला परिषद, श्रीगंगानगर

22/1/21  
श्री आशुतोष ओझा  
उप वन संरक्षक  
श्रीगंगानगर

22/1/2021  
श्री महावीर प्रसाद वर्मा  
जिला कलक्टर,  
श्रीगंगानगर

## FORM-II

(for projects other than linear projects)

Government of- RajasthanOffice of the District Collector Sri Ganganagar

To WHOWSOEVER IT MAY CONCERN

S.No. 2585Dated 22-01-2021

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No.11- 9/98-FC (pt.) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 ('FRA', for short) on the forest land proposed to be diverted for non-forest purposes, It is certified that 21.2752 hectare of forest land proposed to be diverted in favour of Project Director, NHAI, PIU Hanumangarh reg. (name of user agency) for Bharat Mala Project of Sangriya (Near Chautala)-rajsar (Near Bikaner) section of NH-EPC mode under Bharatmala Pariyojna (PKG-01 to 09) at Gram Panchayat Thethar & Sardarpura kharta Teh. SURATGARH, Distt. Sri Ganganagar (purpose for diversion of forest land) in Sri Ganganagar district falls within jurisdiction of Relative Gram Panchayat (s) in SURATGARH tehsils Distt. Sri Ganganagar.

It is further certified that :-

- the complete process for identification and settlement of rights under the FRA has been carried out for the entire 21.2752 hectares of forest area proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed as Annexure-I to Annexure -II
- the proposal for such diversion (with full details of the project and its implications, in vernacular/ local language) have been placed before each concerned Gram Sabha of forest-dwellers, who eligible under the FRA;
- the each of concerned Gram Sabha(s), has certified that all formalities/processes under the FRA have been carried out, and that they have given their consent to the proposed diversion and the compensation and ameliorative measures, if any, having understood the purpose and details of proposed diversion. A copy of certificate issued by the gram sabha of Gram Panchayat (s) is enclosed as annexure -II.
- the discussion and decisions on such proposals had taken pace only when there was a quorum of minimum 50% of the members of Gram Sabha present;
- the diversion of forest land for facilities managed by the Government as required under section 3 (2) of the FRA have been completed and the Gram Sabhas have given their consent to it;
- The Purposed does not involve recognised rights of Primitive Tribal Groups' and Pre-Agricultural Communities.

Ends.: As above.

M  
22.1.21  
(Ashutosh Ojha)  
Dist. Forest Officer,  
Sri Ganganagar

Signature  
22/1/2021  
(Mahaveer Prasad Varma)  
District Collector,  
Sri Ganganagar

F. No. 11-9/ 98-FC (pt.)  
Government of India  
Ministry of Environment and Forests  
(FC Division)

Paryavaran Bhawan,  
CGO Complex, Lodhi Road,  
New Delhi - 110 510.  
Dated: 5<sup>th</sup> February, 2013

To

The Principal Secretary (Forests),  
All State / Union Territory Governments

Sub: Diversion of forest land for non-forest purposes under the Forest (Conservation) Act, 1980 - ensuring compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.

Sir,

I am directed to refer to this Ministry's letter of even number dated 03.08.2009 wherein this Ministry issued detailed 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.

25(4)  
This Ministry has received representations from various Ministries to exempt projects like construction of roads, canals, laying of pipelines/optical fibres and transmission lines etc. where linear diversion of forest land in several villages are involved, from the requirement of obtaining consent of Gram Sabha, as stipulated in this Ministry's said letter dated 3.8.2009.

The matter has also been examined by an inter-ministerial Committee. The Committee after examination of the matter had *inter aliā* recommended that a resolution of the Gram Sabha of the area, based on full and prior information of the project and a public hearing, endorsing that the project is in the interest of the people living on the forest land, use of which is proposed to be diverted for non-forest purposes may not be required for the projects like construction of roads, canals, laying of pipelines/optical fibres and transmission lines etc. where linear diversion of use of forest land in several villages are involved, unless recognised rights of Primitive Tribal Groups (PTG) and Pre-Agricultural Communities (PAC) are being affected.

h  
15/2  
The Hon'ble Minister for Tribal Affairs in his D.O. letter dated 21.01.2013 addressed to the Hon'ble Minister of State (Independent Charge) for Power has informed that the Ministry of Tribal Affairs agrees with the recommendation of said Committee that resolution of the Gram Sabha may not be required in cases of projects like transmission lines where linear diversion of forest land in several villages are involved, unless recognised rights of PTG/ PAC are being affected.

15/2/2013

Accordingly, I am directed to say that proposals seeking prior approval of Central Government under the Forest (Conservation) Act, 1980 for projects like construction of roads, canals, laying of pipelines/ optical fibres and transmission lines *etc.* where linear diversion of use of forest land in several villages are involved, unless recognised rights of PTG/ PAC are being affected, are exempted from the requirement of obtaining consent of the concerned Gram Sabha(s) as stipulated in clause (c) read with clause (b), (e) and (f) in second para of this Ministry's said letter dated 03.08.2009.

This issues with approval of the Hon'ble Minister of State (Independent Charge) for Environment and Forests.

Yours faithfully,

(H.C. Chaudhary)

Assistant Inspector General of Forests

**Copy to:-**

1. Shri Sanjay Lohiya, Director, Prime Minister's Office, New Delhi.
2. Secretary, Ministry of Road Transport and Highways, New Delhi.
3. The Secretary, Ministry of Power, New Delhi.
4. The Secretary, Ministry of Petroleum, and Natural Gas, New Delhi.
5. The Chairman, Railways Board, New Delhi.
6. The Secretary, Ministry of Tribal Affairs, New Delhi.
7. The Chairman, National Highways Authority of India (NHAI), New Delhi.
8. Principal Chief Conservator of Forests, all State/UT Governments.
9. Nodal Officer, the Forest (Conservation) Act, 1980, all State/UT Governments.
10. All Regional Offices, Ministry of Environment & Forests.
11. Joint Secretary in-charge, Impact Assessment Division, MoEF.
12. All Assistant Inspector General of Forests in Forest Conservation Division, MoEF.
13. Director R.O. (HQ), Ministry of Environment & Forests, New Delhi.
14. Sr. Director (Technical), NIC, MoEF with a request to place a copy of the letter on website of this Ministry.
15. Sr. PPS to the Secretary, Environment and Forests.
16. Sr. PPS to the Director General of Forests & Special Secretary, MoEF.
17. Guard File.

No. A5(4)MIS.CR-9/2010-11.

(H.C. Chaudhary)  
Office of the  
Assistant Inspector General of Forests  
Principal Chief Conservator of Forests  
(Head of Forest Force)

Aranya Bhavan, 18<sup>th</sup> Cross, Malleswaram  
Bangalore-3, Dated: / 03 / 2013.

**CIRCULAR**

Copy of the Guidelines dated 05-2-2013 of MOEF, GOI is communicated to the Chief Conservators of Forests (T) & the Deputy Conservator of Forests (T)/(WL) through e-mail for information

Additional Principal Chief Conservator of Forests  
(Forest Conservation), Bangalore.

E-mail sent

03/03/13