



# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार)

## National Highways Authority of India

(Ministry of Road Transport and Highways, Government of India)

परियोजना कार्यान्वयन इकाई : कृष्णागिरी

Project Implementation Unit : Krishnagiri

# 259/1, सेलम मेन रोड, केएकेसी पेट्रोल बंक के पास, कृष्णागिरी ( तमिलनाडु ) - 635 001.

# 259/1, Salem Main Road, Near KAKC Petrol Bunk, Krishnagiri ( Tamil Nadu ) - 635 001.

टेलीफोन / Tel: 04343 234250

फैक्स / Fax : 04343 236208

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kri@nhai.org

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NHAI/11022/06/2022/PIU-K'giri/143

25<sup>th</sup> January 2023

To

District Forest Officer,  
Dharmapuri Forest Division  
Near District Collectorate  
Dharmapuri District - 636705

**Sub:** NHAI, PIU-Krishnagiri – Four laning of Thorapalli Agraharam – Jittandahalli section of NH-844 from Km.23+350 to Km.60+100 (Package-II of NH-844) under Bharatmala Pariyojana Phase-I (National Corridor) on Hybrid Annuity Mode in the State of Tamil Nadu – **Diversion of 0.389 Ha of forest land in Gummanur Reserve Forest of Dharmapuri Division - Condition stipulated by Govt. of Tamil Nadu – Revised Compliances & Undertaking submission - Reg.**

**Ref:** 1) Online application uploaded vide FP/TN/Road/116544/2020, dt.11.02.2021.  
2) Govt. of Tamil Nadu, Lr no. 6170/FR.10/2022-1, dt.12.05.2022.  
3) PCCF, Lr no. TS3/6090/2021, dt.26.09.2022.  
4) This office even Lr no. NHAI/11022/06/2022/PIU-K'giri/2434, dt.10.10.2022.  
5) DFO, Dharmapuri, Lr no. C.No.5500/2021/D, dt.13.10.2022.  
6) TAMIL NADU CAMPA Funds CHALLAN generated, dt.02.11.2022.  
7) This office even Lr no. NHAI/11022/06/2022/PIU-K'giri/2690, dt.10.11.2022.  
8) This office Lr no. NHAI/11022/06/2022/PIU-K'giri/2699, dt.10.11.2022.  
9) PCCF, Lr no. TS3/6090/2021, dt.01.12.2022.  
10) The Hon'ble Supreme Court of India in its Judgement vide W.P. no. 202/1995, dt.19.01.2023.

Sir,

This is in continuation of this office letter under reference 8<sup>th</sup> cited and to the letter received from PCCF office vide ref 9<sup>th</sup> cited regarding the approval of proposal for diversion of forest land to an extent of 0.389 Ha in Gummanur Reserve Forest of Dharmapuri Division to National Highways Authority of India for the project Four laning of Thorapalli Agraharam – Jittandahalli section of NH-844 from Km.23+350 to Km.60+100 (Package-II of NH-844) under Bharatmala Pariyojana Phase-I (National Corridor) on Hybrid Annuity Mode in the State of Tamil Nadu which has been uploaded in the MoEF & CC, online portal on 11.02.2021.

D/UJJWAL/NHAI/NH-844/(Package-II of NH-844)/Letters/Utilities/Forest/Gummanur/PIU Lr to DFO for compliance to condition approval on 25.01.2023.docx

2. In this regard, the in-principal stage-1 clearance has been accorded to the instant proposal with certain condition stating that on receipt of compliance to the stipulated condition the instant proposal will be considered for final approval. As such the compliance on the conditions stipulated as under for your kind perusal;

Sr no.	Condition Stipulated	Reply of NHAI
1	The legal status of the diverted forest land remain unchanged.	Undertaking enclosed.
2	The demarcation of the proposed forest land shall be carried out by the User Agency by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at their cost.	It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).
3	The User Agency has to pay the cost towards Compensatory afforestation scheme including protection and maintenance of plantation area as proposed by the District Forest Officer.	It is to submit that, Challan has been generated on 02.11.2022 and the requisite payment of Rs.67,99,922/- (Rs.63,22,000/- towards Compensatory Afforestation and Rs.4,77,922/- towards Net Present) has been made to the TAMILNADU CAMPA as per the account details provided in the challan through RTGS under unique Transaction reference no. CNRBR52022111093237573 dated 10.11.2022 (Copy enclosed).
4	The User Agency has to pay the amount of Net Present Value which will be fixed as per the guidelines of Hon'ble Supreme Court of India.	
5	The User Agency has to bear the additional amount of Net Present Value which will be fixed as per the guidelines of Hon'ble Supreme Court of India as fixed by Forest Department in future.	Undertaking enclosed.



Sr no.	Condition Stipulated	Reply of NHAI
6	Amount towards Compensatory afforestation scheme including protection and maintenance of plantation, Protection measures of proposed forest diversion area, Net Present Value of forest area under the project shall be transferred / deposited to CAMPA fund only through e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> )	It is to state that the amount towards Compensatory afforestation scheme including protection and maintenance of plantation, Protection measures of proposed forest diversion area, Net Present Value of forest area under the project has been transferred / deposited to CAMPA fund only through Parivesh portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ) as per the direction of Forest Department/State Government.
7.	The User Agency has to pay the cost towards annual lease rent as fixed by the Forest Department at the time of sanction along with any escalation for the forest land to be diverted of above project in future for entire project period.	Undertaking enclosed.
8	The total forest area utilized for the project shall not exceed 0.389 Ha as reported in the project proposal in two segment.	It is hereby undertaken that the total forest area to be utilized shall not exceed 0.389 Ha (in two segment areas) and the diverted land will not be used for any other purposes than reported.
9	The forest land proposed to be diverted shall under any circumstances be transferred to any other agencies/department or person without prior approval of State Government.	Undertaking enclosed.
10	The user agency has to obtain orders from the Hon'ble Supreme Court of India for felling of spontaneous tree growth as per Forest Conservation Act guidelines.	The Stage-I Clearance (in-principle approval) for 0.389 Ha in Gummanur RF was granted by Additional Chief Secretary, Environment, Climate Change and Forest Department letter no. 6170/FR.10/2022-1 dated 12.05.2022. In this instant case, the DFO, Dharmapuri has identified 10 spontaneous trees and recommended for felling. The Hon'ble Supreme Court of India in its Judgement dated 19.01.2023 vide W.P. no.202/1995 in T.N. Godavarman Thirumulpad Versus Union of India has directed that the order requiring permission of this Court for felling of



Sr no.	Condition Stipulated	Reply of NHAI
		<p>trees in all forest areas in respect of any road projects initiated by the State Government, National Highways Authority of India or any other instrumentality of the State, which involves cutting of up to 500 trees is recalled. Hence, the filing of Interlocutory Application for felling of spontaneous tree growth up to 500 in number does not arise.</p> <p>Cost of Rs.63,22,000/- towards Compensatory Afforestation and Rs.4,77,922/- towards Net Present Value has been paid to TNCAMPA account by NHAI and all Statutory provisions have been followed. Hence, Stage-II Clearance may be issued. Copy of the Hon'ble Supreme Court of India Order is enclosed.</p>
11	The user agency has to deposit the amount required for felling and transport of trees to be felled in the project area with the District Forest Officer concerned.	It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).
12	Any other conditions that the Ministry of Environment, Forests and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forests and wildlife.	Undertaking enclosed.
13	Period of lease can be twenty five (25) years. The user agency has to apply renewal proposal before one year of	Undertaking enclosed.






Sr no.	Condition Stipulated	Reply of NHAI
	expiry of lease with State Forest Department.	
14	Further, in the event of non-compliance of the above conditions, this in-principle approval shall automatically be revoked as per the rules made under Forest (Consevation) Act, 1980.	

Hence, it is hereby requested to take necessary action for obtaining stage-II approval at the earliest.

**Encl:** As above.

Yours Sincerely,

  
(G. Athipathi)  
Project Director

**Copy to:**

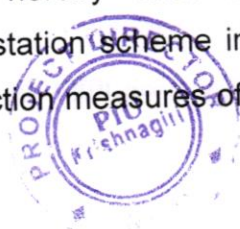
1. Regional Officer, NHAI, Chennai Region - Submitted for kind information.
2. District Collector, Dharmapuri – For information.
3. CALA & SDRO (LA), Dharmapuri - For information.
4. Conservator of Forest, Dharmapuri – for kind information.
5. Authorised Signatory, M/s. Sunway RNS TJ Private Limited, Krishnagiri – For kind information.
6. Team Leader, M/s. SATRA Services and Solution Pvt. Ltd., Hosur - For kind information.

**Four laning of Thorapalli Agraharam – Jittandahalli section of NH-844 from Km.23+350 to Km.60+100 (Package-II of NH-844) under Bharatmala Pariyojana Phase-I (National Corridor) on Hybrid Annuity Mode in the State of Tamil Nadu**

**Forest Clearance Proposal**

**UNDERTAKING**

- i. It is hereby undertaken that the legal status of the diverted forest will remain unchanged.
- ii. It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).
- iii. It is hereby undertaken that, the State Forest Department may carryout plantation of indigenous tree species and its maintenance over an extent 0.389 Ha of Degraded Forest Area in Gummanur Reserved Forest and the cost towards the Wildlife Mitigation Plan will be borne by NHAI as proposed by District Forest Officer.
- iv. It is to submit that, Challan has been generated on 02.11.2022 and the requisite payment of Rs.67,99,922/- (Rs.63,22,000/- towards Compensatory Afforestation, and Rs.4,77,922/- towards Net Present value) has been made to the TAMILNADU CAMPA as per the account details provided in the challan through RTGS under unique Transaction reference no. CNRBR52022111093237573 dated 10.11.2022 (Copy enclosed).
- v. Also, it is hereby undertaken that the additional amount of NPV, which will be fixed by Hon'ble Supreme court of India in future will be remitted by NHAI in future.
- vi. It is hereby undertaken that the amount towards Compensatory afforestation scheme including protection and maintenance of plantation, Protection measures of proposed forest diversion area, Net Present Value



  
Project Director  
NHAI/PIU-Krishnagiri-(T.N.)

of forest area under the project shall be transferred / deposited to CAMPA fund only through Parivesh portal (<https://parivesh.nic.in/>) as per the direction of Forest Department/State Government.

- vii. It is hereby undertaken that the cost towards annual lease rent as fixed by the Forest Department at the time of sanction along with any escalation for the forest land to be diverted in future for entire period of this project will be paid by NHAI.
- viii. It is hereby undertaken that the total forest area to be utilized shall not exceed 0.389 Ha (in two segment areas) and the diverted land will not be used for any other purposes than reported.
- ix. It is hereby undertaken that, the proposed forest land diversion will not be transferred or sublet to any other department or person without getting prior approval from State Government.
- x. In this instant case, the DFO, Dharmapuri has identified 10 spontaneous trees and recommended for felling. The Hon'ble Supreme Court of India in its Judgement dated 19.01.2023 vide W.P. no.202/1995 in T.N. Godavarman Thirumulpad Versus Union of India has directed that the order requiring permission of this Court for felling of trees in all forest areas in respect of any road projects initiated by the State Government, National Highways Authority of India or any other instrumentality of the State, which involves cutting of up to 500 trees is recalled. Hence, the filing of Interlocutory Application for felling of spontaneous tree growth up to 500 in number does not arise. Cost of Rs.63,22,000/- towards Compensatory Afforestation and Rs.4,77,922/- towards Net Present Value has been paid to TNCAMPA account by NHAI and all Statutory provisions have been followed. Hence, Stage-II Clearance may be issued.
- xi. It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).
- xii. It is hereby undertaken that, any other condition that the Ministry of Environment, Forests and Climate Change may impose from time to time



  
Project Director  
NHAI/PIU-Krishnagiri-(T.N.)



in the interest of afforestation, conservation and management of flora and fauna in the area will be complied by NHAI.

- xiii. It is hereby undertaken and agreed that period of lease will be of 25 years and NHAI will propose renewal before 1 year of expiry of lease with State Forest Department.
- xiv. It is hereby undertaken that, in the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under rules/guidelines issued under FCA, 1980.



*B. Jm*  
*25/01/23*  
Project Director  
National Highways Authority of India  
PIU-Krishnagiri

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 202/1995

IN RE : T.N. GODAVARMAN THIRUMULPAD

Petitioner(s)

VERSUS

UNION OF INDIA AND ORS. & ORS.

Respondent(s)

(

[1] I. A. No. 191635/2022

(CEC REPORT NO. 31/2022 - REPORT OF CEC IN APPLN. NO. 1559/2022  
FILED BEFORE IT BY MINISTRY OF FINANCE)

IN RE : MINISTRY OF FINANCE

AND

[2] I. A. NO. 132209 OF 2018

[CEC REPORT NO. 35 OF 2018 - REPORT OF CEC IN APPLN. NO. 1424/2018  
FILED BEFORE IT BY MINISTRY OF DEFENCE]

IN RE : MINISTRY OF DEFENCE

AND

[3] I.A. Nos. 168320/2022 AND 168313/2022

[Applications for Impleadment AND directions  
on b/o NHAI, Puducherry]

AND

[4] I.A. No. 191583/2022

[Application for directions on b/o Divisional Engineer, Highways,  
NABARD AND Rural Roads, Chengalpattu, Tamil Nadu]

AND

[5] I.A. No. 186910/2022

[CEC Report 30/2022 - REPORT OF CEC IN APPLN. NO. 1557/2022  
FILED BEFORE IT BY GAURAV KR. BANSAL]

IN RE : GAURAV KR. BANSAL

AND

I.A. NOS. 96105 AND 96106/2021

IN

[6] SLP(C) No. 25047/2018

AND

[7] I. A. NO. 125751 OF 2022 [APPLICATION FOR DIRECTIONS]

IN RE : ODISHA MINING CORPORATION LTD.

AND

[8] I. A. NOS. 137520 AND 137524 OF 2021

[APPLICATIONS FOR IMPLEADMENT AND DIRECTIONS]

IN RE : NATIONAL CAPITAL REGION TRANSPORT CORPORATION LTD. (NCRTC)

AND

[ 9 ] (i) I. A. NO. 87648 OF 2020

[APPLICATION FOR DIRECTIONS ON BEHALF OF STATE OF H.P.]



WITH

(ii) I. A. NO. 132892 OF 2022

[APPLICATION FOR DIRECTIONS ON BEHALF OF STATE OF H.P.]

IN

I. A. NO. 3840 (Disposed of)

[APPLICATION FOR PERMISSION FOR CARRYING OUT SILVICULTURAL  
FELLING OF TREES]

AND

(iii) I. A. NO. 132905 OF 2022

[APPLICATION FOR DIRECTIONS ON BEHALF OF STATE OF H.P.]

IN RE : SILVICULTURE FELLING OF TREES IN THE STATE OF HIMACHAL  
PRADESH

AND

[ 10 ] I. A. NOS. 131377 AND 147102 OF 2022

[APPLICATIONS FOR MODIFICATION OF COURT'S ORDER DT. 03.06.2022 AND  
PERMISSION TO FILE APPLICATION FOR MODIFICATION ]

IN RE : MINISTRY OF ENVIRONMENT, FORESTS AND CLIMATE CHANGE  
(MoEFCC)

WITH

I. A. NO. 160201 OF 2022

[APPLICATION FOR MODIFICATION OF COURT'S ORDER DT. 03.06.2022]

IN RE : INDIAN RAILWAYS THROUGH RVNL

WITH

I.A. No. 205092/2022

[Application for modification of court's order dt. 03.06.2022  
on b/o State of Karnataka]

WITH

I.A. 162283 and 162284 of 2022 in I. A. D. No. 125746/2022

[Appeal under order XV rule 5 against impugned order dated  
19.09.2022 and condonation of delay in filing the same]

AND

[11] I. A. NOS. 118236 AND 129623 OF 2020

[APPLICATIONS FOR IMPLEADMENT AND DIRECTIONS]

IN RE : M/O AGRICULTURE AND FARMERS WELFARE

WITH

I.A. NO. 179389/2018

[APPLICATION FOR MODIFICATION OF COURT'S ORDER DATED 07.05.2002 IN  
I. A. NO. 502]

AND

I.A. NO. 69399/2021

[APPLICATION FOR PERMISSION TO FILE ADDITIONAL AFFIDAVIT]

AND

I.A. NO. 144539/2021

[APPLICATION FOR INTERVENTION IN I.A. NO. 179389/2018]

IN RE : U.T. OF ANDAMAN AND NICOBAR ADMINISTRATION

[12] WRIT PETITION (C) NO. 633 OF 2022

WITH  
I.A. NO. 108146/2022 IN W.P.(C) NO. 202/1995  
[Application for directions on b/o Magan Devi Meena]

AND  
[13] I. A. NOS. 90862 AND 90864 OF 2021  
[APPLICATIONS FOR DIRECTIONS AND EXEMPTION FROM FILING O.T.]

IN RE : Jaipur Silica Supply Co., Rajasthan

AND

[ 14] I. A. NOS. 2825 AND 2827 OF 2010  
[APPLICATIONS FOR INTERVENTION AND DIRECTIONS]

IN RE : JEEVAN LAL PATEL

[15] CONTEMPT PETITION (CIVIL) NO. 941 OF 2021

AND

[16] CONTEMPT PETITION (CIVIL) NO. 319 OF 2021

AND

[17] CONTEMPT PETITION (CIVIL) NO. 302 OF 2020

AND

[ 18 ] I. A. NO. 5891 OF 2019 [APPLICATION FOR DIRECTIONS]

IN RE : COMPENSATORY AFFORESTATION MANAGEMENT AND PLANNING  
AUTHORITY (CAMPA) FUNDS

WITH

IN RE : STATUS OF FUNDS

AND

[ 19 ] [ i ] IN RE : JANMAM ESTATES IN TAMIL NADU

[ALONG WITH AFFIDAVITS DATED 24.10.2017 AND 17.11.2017 FILED ON  
BEHALF OF CHIEF SECRETARY, GOVT. OF TAMIL NADU IN I.A.No. 2702 ]  
WITH

[ ii ] INTERLOCUTORY APPLICATION NO. 2702  
(Applications for Permission)

WITH

[ iii ] INTERLOCUTORY APPLICATION NO. 19859/2018  
[Applications For Impleadment]

WITH

[ iv ] INTERLOCUTORY APPLICATION NO. 133562/2019  
[APPLICATION FOR INTERVENTION]

In Re : NILAMBUR KOVILAKAM

WITH

[ v ] CONTEMPT PETITION (CIVIL) NO.193/2001

WITH

INTERLOCUTORY APPLICATION No. 4

(Application for Directions)

In re : Permission to carry out work related to basic amenities  
in the Janmam Lands in the State of Tamil Nadu

**AND**

**[ 20 ] [ i ] I. A. NO. 3949 OF 2016**

**[APPLICATION FOR DIRECTIONS]**

**IN RE : GRANT OF MINING LEASE TO M/S PUTAMBEKAR MINERALS**

**WITH**

**[ ii ] I. A. NOS. 124224, 124225/2020 AND 124229,124230/2020**

**[APPLICATIONS FOR INTERVENTION, EXEMPTION FROM FILING OFFICIAL**

**TRANSLATION AND DIRECTION, EXEMPTION FROM FILING OFFICIAL**

**TRANSLATION ]**

**WITH**

**[21] CA Nos. 12234-35/2018**

**AND**

**Contempt Petition No. 938/2021**

**AND**

**[22 ] I. A. NO. 5269 AND 5275 OF 2023**

**[APPLICATIONS FOR INTERVENTION AND DIRECTIONS ON B/O ASSN. FOR ODISHA REALESTATE DEVP.]**

**AND**

**[23 ] I. A. NO. 5264 AND 5271 OF 2023**

**[APPLICATIONS FOR INTERVENTION AND DIRECTIONS ON B/O ASSN. FOR ODISHA REALESTATE DEVP.]**

**IN**

**WRIT PETITION (CIVIL) NO. 202/1995**

**WITH**

**C.A. No. 12234-12235/2018 (XVII)**

**(FOR impleading party ON IA 100097/2021**

**FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 100099/2021**

**FOR impleading party ON IA 116495/2022**

**FOR INTERVENTION/IMPLEADMENT ON IA 116495/2022**

**FOR APPLICATION FOR VACATION OF INTERIM ORDER ON IA 116496/2022**

**IA No. 116496/2022 - APPLICATION FOR VACATION OF INTERIM ORDER**

**IA No. 100099/2021 - APPROPRIATE ORDERS/DIRECTIONS**

**IA No. 100097/2021 - INTERVENTION/IMPLEADMENT**

**IA No. 116495/2022 - INTERVENTION/IMPLEADMENT)**

**SLP(C) No. 25047/2018 (XVI)**

**(IA No. 96106/2021 - EXEMPTION FROM FILING AFFIDAVIT**

**IA No. 96105/2021 - EXTENSION OF TIME)**

**W.P.(C) No. 633/2022 (X)**

**(IA No. 113675/2022 - APPROPRIATE ORDERS/DIRECTIONS**

**IA No. 113674/2022 - EXEMPTION FROM FILING O.T.)**

**WITH**

**CONMT.PET.(C) No. 302/2020 in W.P.(C) No. 202/1995 (ITEM 21 )**

**([TO BE TAKEN UP ALONG WITH WP(C) No. 202 of 1995]**

**IA No. 148248/2022 - APPLICATION FOR EXEMPTION FROM FILING THE RESIDENTIAL ADDRESS OF RESPONDENT/CONTEMNOR WITH AFFIDAVIT**

**IA No. 4480/2020 - EXEMPTION FROM FILING O.T.**

IA No. 118476/2020 - EXEMPTION FROM FILING O.T.  
IA No. 118475/2020 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES  
IA No. 181312/2022 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES)

CONMT.PET.(C) No. 319/2021 in W.P.(C) No. 202/1995 (ITEM 23)  
(IN I.A. NO. 90182 OF 2019  
To be taken up alongwith WP(C) No. 202 of 1995  
IA No. 66719/2021 - EXEMPTION FROM FILING AFFIDAVIT)

CONMT.PET.(C) No. 941/2021 in W.P.(C) No. 202/1995 (ITEM 24)  
(IN I.A. NO. 1310 OF 2005 ETC.[TO BE TAKEN UP ALONG WITH WP(C) No.  
202 of 1995], IA No. 151208/2021 - EXEMPTION FROM FILING O.T.  
IA No. 151207/2021 - PERMISSION TO APPEAR AND ARGUE IN PERSON)

Date : 11-01-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI  
HON'BLE MR. JUSTICE M.M. SUNDRESH

Counsel for parties

Mr. Harish N. Salve, Sr. Adv. [A.C.] (Not Present)

Ms. Aparajita Singh, Sr. Advocate [A.C.] (Not Present)

Mr. A.D.N. Rao, Sr. Advocate [A.C.],

Mr. K. Parameshwar, Advocate [A.C.]

Ms. Arti Gupta, Adv.

Ms. Kanti, Adv.

Mr. Siddhartha Chowdhury, Advocate [A.C.]

Mr. Balbir Singh, ASG

Mr. K.M. Natraj, ASG

Ms. Aishwarya Bhati, ASG

Ms. Suhasini Sen, Adv.

Mr. Archana P. Dave, Adv.

Mr. S.S. Rebello, Adv.

Mr. Shyam Gopal, Adv.

Mr. G. S. Makkar, Adv.

Mr. Raghav Sharma, Adv.

Mr. S. Subramaiyam, Adv.

Ms. Poornima Singh, Adv.

Mr. Rohan Gupta, Adv.

Ms. Shagun Thakur, Adv.

Ms. Mrinal Elker Mazumdar, Adv.  
Ms. Indira Bhakar, Adv.  
Mr. Neeraj Kumar Sharma, Adv.  
Mr. Mukesh K. Verma, Adv.  
Ms. Priyanka Sharma, Adv.  
Mr. Prahil Sharma, Adv.  
Mr. Harender Singh, Adv.  
Mr. Ambuj Saraswat, Adv.  
Mr. D.K. Chidananda, Adv.  
Mr. Piyush Beriwal, Adv.  
Mr. N. Tandon, Adv.  
Mr. Samarvir Singh, Adv.  
Mr. A. Kumar, Adv.  
Mr. Raj Bahadur Yadav, Adv.  
Mr. Amrish Kumar, AOR  
Mr. Navanjay Mahapatra, Adv.

Mr. Mukul Rohatgi, Sr. Adv.  
Mr. Ninad Laud, Adv.  
Ivo D'Costa, Adv.  
Mr. Avinash mathews, Adv.  
Mr. Anshula Grover, Adv.

Mr. Rana Muklhjerjee, Sr. Adv.  
Mr. Anjuman Tripathy, Adv.  
Mr. Arya Tripathy, Adv.  
Ms. Surabhi Guleria, Adv.  
Mr. Gajendra Singh Negi, Adv.  
Ms. Abhivyakti Banerjee, Adv.  
Mr. Sahil Tagotra, Adv.

Mr. Gopal Sankarnarayanan, Sr. Adv.  
Mr. Anjuman Tripathy, Adv.  
Mr. Arya Tripathy, Adv.  
Mr. Gajendra Singh Negi, Adv.  
Ms. Abhivyakti Banerjee, Adv.  
Mr. Sahil Tagotra, Adv.

Mr. C.S. Mohan Rao, Sr. Adv.  
Ms. Aruna Gupta, Adv.  
Mr. Ramesh Allanki, Adv.  
Mr. Syed Ahmad Naqvi, Adv.  
Vundavalli Aruna Kumar, Adv.  
Mr. Vikas Bansode, Adv.

Mr. Gopal Shankarnarayana, Sr. Adv.  
Mr. Samrath Sen Gupta, Adv.  
Mr. Udayaditya Banerjee, Adv.  
Mr. Abhishek, Adv.  
Mr. Soumya Dutta, Adv.  
Mr. Siddhant Upmanyu, Adv.

Mr. K. Radhakrishnan, Sr. Adv.



Dr. Joseph Aristotle S., AOR  
Mr. Shobhit Dwivedi, Adv.  
Ms. Vaidehi Rastogi, Adv.  
Mr. Sanjeev Kr. Mahara, Adv.

Mr. Jaideep Gupta, Sr. Adv.  
Mr. Nishe Rajen Shonker, AOR  
Mrs. Anu K Joy, Adv.  
Mr. Abraham C Mathews, Adv.  
Mr. Alim Anvar, Adv.

Mr. V. Giri, Sr. Adv.  
Mr. Vikash Kumar Jha, Adv.  
Mr. Satatya Anand, Adv.  
Mr. Nikhil Aradhe, Adv.  
For M/S. Cyril Amarchand Mangaldas, AOR

Mr. Nikhil Goel, A.A.G.  
Mr. V. N. Raghupathy, AOR  
Mr. Adithya Roy, Adv.

Ms. S. Hariharan, Adv.  
Ms. Jaikriti S. Jadeja, Adv.  
Mr. Amaan Shreyas, Adv.

Mr. Rakesh Chaudhary, Adv.  
Mr. Naresh Kumar, Adv.

Mr. Subodh K. Pathak, Adv.  
Mr. Shashi Ranjan, Adv.  
Mr. Vinod K. Soni, Adv.  
Mr. Pawan Kumar Sharma, Adv.  
Mr. Akash Swami, Adv.  
Mr. Dharmendra Kr. Sinha, AOR

Mr. Devendra Kr. Singh, Adv.  
Mr. Rajesh katyal, Adv.  
Mr. Karunakar Mahalik, Adv.

Mr. D.K. Deveshi, Adv.

Ms. Usha Nandini, Adv.  
Mr. Bijji P. Raman, Adv.

Mr. Omkar Jayant Deshpande, Adv.  
Mr. Shashibhushan P. Adgaonkar, AOR  
Mrs. Pradnya S. Adgaonkar, Adv.

Mr. Sanjay Katyal, Adv.  
Mr. Rajat Arora, Adv.

Mr. Saurabh Mishra, Adv.  
Mr. Nikhil Sharma, Adv.

Mr. Bhumi Agarwal, Adv.

Mr. Abhishek Atrey, AOR  
Mr. Krishnam Mishra, Adv.  
Ms. Ambika Atrey, Adv.  
Mr. Akash Giri, Adv.

Mr. Mohd. Nizam Pasha, Adv.  
Mrs. Pragya Baghel, AOR  
Mr. Sourabh Tandon, Adv.

Mr. Sabarish Subramanian, Adv.

Mr. Raj Kumar Mehta, Adv.  
Ms. Himanshi Andley, Adv.

Mr. P.V. Yogeswaran, Adv.

Mr. Abhinav Mukerji, Adv. (Not Present)

Mr. Ajay Marwah, Adv.

Dr. Joseph Aristotle S., Adv.

Mr. P.K. Manohar, Adv.

Mr. Ashok Basoya, Adv.  
Mr. Sandeep Kr. Jha, Adv.

Mr. Deepak S. Tanwar, Adv.

**Petitioner(s)-in-Person**

Mr. M. Yogesh Kanna, Adv.  
Ms. Sangeeta Kumar, Adv.  
Mr. R. Chandrachud, Adv.  
Mr. Nikhil Nayyar, Adv.  
Mr. R. Nedumaran, Adv.  
Mr. K.K. Mani, Adv.  
Mr. V. Ramasubramanian, Adv.  
M/S K.J. John And Co., AOR  
Ms. Srikala Gurukrishna Kumar, Adv.  
Mr. Subramonium Prasad, Adv.  
Mrs. Manik Karanjawala, Adv.  
Mrs. Prabha Swami, Adv.  
Mr. M.A. Chinnasamy, Adv.  
Mr. S. Srinivasan, Adv.  
Mr. E.M.S. Anam, Adv.  
Mr. C.N. Sreekumar, Adv.  
Mr. Naveen R. Nath, Adv.  
Mr. Prashant Kumar, Adv.  
Mr. L.K. Pandey, Adv.

Mrs. Revathy Raghavan, Adv.  
Mr. L.C. Agrawala, Adv.  
Mr. Shiv Prakash Pandey, Adv.  
Mr. P.K. Manohar, Adv.  
Mr. Cyril Amarchand Mangaldas, Adv.  
Ms. Shalini Kaul, Adv.

Mr. Mohit Paul, Adv.  
Mr. Nishant R. Katneshwarkar, Adv.  
Mr. G.S. Makker, Adv.  
Mr. Kunal Cheema, Adv.  
M/S Khaitan And Co., AOR  
Mr. Naveen Kumar, Adv.  
Ms. Suman Yadav, Adv.

Mrinal Gopal Elker, AOR  
Ms. Mrinal Elker Mazumdar, Adv.  
Ms. Indira Bhakar, Adv.

Mr. Prashant Bhushan, Adv.  
Mr. Kunal Chatterji, AOR  
Ms. Maitrayee Banerjee, Adv.  
Mr. Rohit Bansal, Adv.  
Ms. Kshitij Singh, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

[1] I. A. No. 191635/2022  
(CEC REPORT NO. 31/2022 - REPORT OF CEC IN APPLN. NO. 1559/2022  
FILED BEFORE IT BY MINISTRY OF FINANCE)  
IN RE : MINISTRY OF FINANCE

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List on 16.01.2023.

[2] I. A. NO. 132209 OF 2018  
[CEC REPORT NO. 35 OF 2018 - REPORT OF CEC IN APPLN. NO. 1424/2018  
FILED BEFORE IT BY MINISTRY OF DEFENCE]  
IN RE : MINISTRY OF DEFENCE

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List on 16.01.2023.

[3] I.A. NOS. 168320/2022 AND 168313/2022  
[APPLICATIONS FOR IMPEADMENT AND DIRECTIONS  
ON B/O NHAI, PUDUCHERRY]  
AND

[4] I.A. NO. 191583/2022  
[APPLICATION FOR DIRECTIONS ON B/O DIVISIONAL ENGINEER, HIGHWAYS,  
NABARD AND RURAL ROADS, CHENGALPATTU, TAMIL NADU]

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Application for impleadment is allowed for the purpose of directions.

I.A. Nos. 168320/2022 and 168313/2022 have been filed by the NHAI, Puducherry, seeking permission to remove 177 spontaneous trees in the Gopalamudram, Reserve Forest Block, Kollidam River Bed in Sirkazhi Range of Nagapattinam District from Poondiyankuppam to Sattanathapuram Design Chainage Km: 106 + 200 to 106+568 for laying a fourlane road in Poondiyankuppam to Sattanathapuram section of NH-45A.

I.A. NO.191583/2022 is filed by the State of Tamil Nadu seeking permission to fell four trees in the Mahanyam Reserved Forest Area, Kancheepuram District for the upgradation of road between Mahaniyam to Padappai (Km 0/0 - 1/200).

These applications have been filed in view of the order passed by this Court on 12.12.1996, reported in T.N. Godavarman Thirumulkpad v. Union of India, (1997) 2 SCC 267, wherein a ban was imposed by this Court on felling of trees in all forest areas where there was a continuous growth.

It is to be noted that when the order was passed by this Court in 1996, the Compensatory Afforestation Fund Act, 2016, Forest Conservation Rules, 2022 and Compensatory Afforestation Fund Rules, 2018 were not brought into force.

We have heard Shri A.D.N. Rao, learned senior counsel, who appears as Amicus Curiae and Shri K. Parameshwar, learned counsel,

who also appears as Amicus Curiae and Shri Mahendra Vyas, Advocate, a Member of the CEC. We have also heard learned counsel appearing for the NHA I and for the State of Tamil Nadu.

The counsel for the NHA I as well as the State of Tamil Nadu submit that on account of a condition which requires permission of this Court to be obtained for felling of the trees for execution of public projects, at times, the projects are delayed for long periods, which substantially enhances the cost of the project. They further submit that after the 1996 order was passed, various statutory provisions have come into force, which take adequate care of the matters relating to environment.

Shri K. Parameshwar, learned Amicus Curiae, has also placed on record his note recommending certain conditions, subject to which the authorities may be permitted to grant permission for felling of the trees.

Shri Mahendra Vyas has expressed his concern that when the permissions are being granted by the Competent Authority, the authorities granting permission do not provide for steps to ensure mitigating measures for free flow of wildlife from one part of the forest to the other part, divided by road.

We may take note of the order passed by the Nagpur Bench of the Bombay High Court in a Suo Motu matter in the case of *The Court on its own motion v. National Highway Authority of India, Nagpur and Others*, wherein the Court, while considering the issue of widening of the National Highway No. 44 from Nagpur to Jabalpur, which passes through Pench Tiger Reserve, had directed various mitigation measures to be undertaken. The Court had issued certain



directions after consulting the Wildlife Institute of India (WII), the National Tiger Conservation Authority (NTCA) and the National Environmental Engineering Research Institute (NEERI). The said project was the first project which provided for mitigation measures for free flow of wildlife. The underpasses having adequate height and length, which would ensure the continuity of the forest, were directed to be constructed, so that there is no obstruction for free flow of wildlife from one part of the forest to the other part of the forest, divided by road.

Recently, in Maharashtra, a Greenfield Project, namely the Samruddhi Mahamarg has been constructed, which has also provided underpasses as well as over-passes for free flow of wildlife from one part of the forest to the other part of the forest, divided by the roads.

We are of the considered view that, the authorities should take care to ensure that mitigating measures, on the aforesaid lines, are provided for, while granting permission for construction or expansion of the roads.

As already stated hereinabove, when the order dated 12.12.1996 was passed by this Court, 2016 Act so also 2018 and 2022 Rules were not brought into force. Now, 2016 Act, so also 2018 and 2022 Rules address the concern of compensatory afforestation, whenever the permission for felling of trees is required to be granted.

The said provisions provide that before felling of trees, the permission of the Competent Authorities is to be taken and such permissions are to be granted only after the measures for compensatory afforestation are ensured.

It cannot be disputed that the development cannot be stalled, with the only requirement being that it should be sustainable and that at the same time, adequate measures for causing minimal damage to the environment must be undertaken.

We find that since now there are statutory enactments taking care of these requirements, requiring the State or any of the authorities to approach this Court every now and then for permission to cut the trees, would cause unnecessary delay in execution of the projects. In some of the cases, the applications are pending since 2018. It is common knowledge that delay in execution of the project enhances the cost, at times multi fold, thereby causing a dent to the public exchequer.

We are, therefore, of the considered view that in order to ensure that delay in projects is avoided and at the same time the environment concerns are addressed, the order dated 12.12.1996 passed by this Court needs to be modified so far as it concerns the State of Tamil Nadu.

We, therefore, direct that the order requiring permission of this Court for felling of trees in all forest areas in respect of any road projects initiated by the State Government, National Highway Authority of India or any other instrumentality of the State, which involves cutting of up to 500 trees is recalled, however, subject to the following conditions:-

1. Such felling shall be done only after necessary approval under the Forest Conservation Act, 1980, Forest Conservation Rules, 2022, Compensatory Afforestation Fund Act, 2016 and Compensatory Afforestation Fund Rules, 2018 are obtained from the Competent

Authority under the said enactments.

2. The projects would be permitted only after the concurrence of the Integrated Regional Office (IRO), Chennai.

3. While granting such permissions, the authorities also should provide for necessary mitigation measures for ensuring free flow of the wildlife from one part of the forest to the other whenever such forest is divided by roads.

However, such modification shall not apply in respect of the roads which are required to be constructed or upgraded inside wildlife sanctuaries, national parks, tiger reserves and elephant corridors.

The applications are, accordingly, disposed of.

[5] I.A. No. 186910/2022  
[CEC Report 30/2022 - REPORT OF CEC IN APPLN. NO. 1557/2022  
FILED BEFORE IT BY GAURAV KR. BANSAL)  
IN RE : GAURAV KR. BANSAL

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Issue notice, returnable on 08.02.2023.

Shri Abhishek Atrey, learned counsel, appears and accepts notice on behalf of the State of Uttarakhand.

By way of ad interim order, we direct that all constructions activities in respect of the road in question shall be stopped, until further orders.

[16] CONTEMPT PETITION (C) NO.319/2021.

Shri Mahendra Vyas, Member of the CEC, states that report of

the CEC would be filed within ten days and copies thereof shall also be supplied to the counsel for the State of Uttarakhand.

The respondent(s)/State shall file reply to the report of the CEC prior to 03.02.2023.

Put up on 08.02.2023.

[6] SLP(C) No. 25047/2018

In pursuance of the orders passed by this Court on 25.03.2021, the Expert Committee, which was appointed by this Court, has submitted a report. The report is taken on record.

We request Ms. Aishwarya Bhati, learned ASG, to obtain the response of the Ministry of Environment, Forest and Climate Change on the report and place the same on record by way of an affidavit. The said affidavit would also state as to what measures the Union of India proposes to take to give effect to the recommendations made by the Expert Committee in the said report.

We place on record our appreciation for the herculean efforts put in by the Expert Committee for preparing a commendable report.

Stand out to 08.02.2023.

[7] I. A. NO. 125751 OF 2022 [APPLICATION FOR DIRECTIONS]  
IN RE : ODISHA MINING CORPORATION LTD.

This application is filed by Odisha Mining Corporation seeking direction to the Government of Odisha to release the sale proceeds of the Iron Ore deposited in the nationalized bank, pursuant to the order of this Court dated 07.05.2012.

Ms. Kirti Renu Mishra, learned counsel appearing for the State

of Odisha, does not object to the said application.

In that view of the matter, the application is allowed in terms of prayer clause '(a)' of the application.

[8] I. A. NOS. 137520 AND 137524 OF 2021  
[APPLICATIONS FOR IMPEADMENT AND DIRECTIONS]  
IN RE : NATIONAL CAPITAL REGION TRANSPORT CORPORATION LTD. (NCRTC)

Learned counsel appearing for the applicant(s) states that in view of the subsequent development, this application does not survive.

The application is disposed of as such.

[ 9 ] (i) I. A. NO. 87648 OF 2020  
[APPLICATION FOR DIRECTIONS ON BEHALF OF STATE OF H.P.]

It will be appropriate that the CEC examines the issue and submits a report to this Court. The report be submitted within a period of six weeks from today.

Put up on 15.03.2023.

(ii) I. A. NO. 132892 OF 2022  
[APPLICATION FOR DIRECTIONS ON BEHALF OF STATE OF H.P.]  
IN I. A. NO. 3840 (Disposed of)  
[APPLICATION FOR PERMISSION FOR CARRYING OUT SILVICULTURAL FELLING OF TREES]  
AND  
(iii) I. A. NO. 132905 OF 2022  
[APPLICATION FOR DIRECTIONS ON BEHALF OF STATE OF H.P.]  
IN RE : SILVICULTURE FELLING OF TREES IN THE STATE OF HIMACHAL PRADESH

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None appears on behalf of State of Himachal Pradesh.

In order to give an opportunity to the State to appear, post on 08.02.2023.

Learned Amicus Curiae is requested to inform the learned



Advocate General for the State of Himachal Pradesh about the listing of this matter.

[ 10 ] I. A. NOS. 131377 AND 147102 OF 2022  
[APPLICATIONS FOR MODIFICATION OF COURT'S ORDER DT. 03.06.2022 AND PERMISSION TO FILE APPLICATION FOR MODIFICATION ]  
IN RE : MINISTRY OF ENVIRONMENT, FORESTS AND CLIMATE CHANGE (MoEFCC)  
WITH  
I. A. NO. 160201 OF 2022  
[APPLICATION FOR MODIFICATION OF COURT'S ORDER DT. 03.06.2022]  
IN RE : INDIAN RAILWAYS THROUGH RVNL

WITH  
I.A. NO. 205092/2022  
[APPLICATION FOR MODIFICATION OF COURT'S ORDER DT. 03.06.2022 ON B/O STATE OF KARNATAKA]  
WITH  
I.A. 162283 AND 162284 OF 2022 IN I. A. D. NO. 125746/2022  
[APPEAL UNDER ORDER XV RULE 5 AGAINST IMPUGNED ORDER DATED 19.09.2022 AND CONDONATION OF DELAY IN FILING THE SAME]  
AND

[11] I. A. NOS. 118236 AND 129623 OF 2020  
[APPLICATIONS FOR IMPLEADMENT AND DIRECTIONS]  
IN RE : M/O AGRICULTURE AND FARMERS WELFARE  
WITH I.A. NO. 179389/2018  
[APPLICATION FOR MODIFICATION OF COURT'S ORDER DATED 07.05.2002 IN I. A. NO. 502]  
AND I.A. NO. 69399/2021  
[APPLICATION FOR PERMISSION TO FILE ADDITIONAL AFFIDAVIT]  
AND I.A. NO. 144539/2021  
[APPLICATION FOR INTERVENTION IN I.A. NO. 179389/2018]  
IN RE : U.T. OF ANDAMAN AND NICOBAR ADMINISTRATION

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List on 16.01.2023.

I.A. Nos.6798/2023 and 5764/2023 shall also be listed on that day.

[12] WRIT PETITION (C) NO. 633 OF 2022  
WITH  
I.A. NO. 108146/2022 IN W.P.(C) NO. 202/1995  
[APPLICATION FOR DIRECTIONS ON B/O MAGAN DEVI MEENA]

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List on 15.03.2023.

**[13] I. A. NOS. 90862 AND 90864 OF 2021  
[APPLICATIONS FOR DIRECTIONS AND EXEMPTION FROM FILING O.T.]  
IN RE : JAIPUR SILICA SUPPLY CO., RAJASTHAN**

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Issue notice, returnable on 08.02.2023.

In the meantime, we also request the CEC to offer its comments on the said I.A.

**[ 14] I. A. NOS. 2825 AND 2827 OF 2010 [APPLICATIONS FOR INTERVENTION AND DIRECTIONS]  
IN RE : JEEVAN LAL PATEL**

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List on 16.01.2023.

I.A. Nos.3684-85, 3686-87 and 3688-89/2013 shall also be listed on that day.

**[15] CONTEMPT PETITION (CIVIL) NO. 941 OF 2021**

As prayed, it will be appropriate that the Secretary, Department of Mines, State of Rajasthan, is impleaded as party respondent.

Issue notice.

Shri D.K. Devesh, learned counsel appearing for the alleged contemnor(s)/respondent(s), seeks time to file reply.

Put up on 08.02.2023

Reply affidavit may be filed, in the meantime.

Personal presence of the alleged contemnor(s) is dispensed with, until further orders.

[17] CONTEMPT PETITION (CIVIL) NO. 302 OF 2020

Before we consider the present petition, we find that it is appropriate that learned counsel for the State takes instructions from the concerned authorities with regard to the substance of the contentions made in the petition.

We, therefore, request Shri Siddharth Dharmadhikari, learned counsel for the State of Maharashtra, to get instructions in this matter.

Put up on 08.02.2023.

[ 18 ] . A. NO. 5891 OF 2019 [APPLICATION FOR DIRECTIONS]  
IN RE : COMPENSATORY AFFORESTATION MANAGEMENT AND PLANNING  
AUTHORITY (CAMPA) FUNDS WITH  
IN RE : STATUS OF FUNDS

List on 08.02.2023.

We further direct that all the contesting parties to submit their written submission on or prior to 03.02.2023.

[ 19 ] [ I ] IN RE : JANMAM ESTATES IN TAMIL NADU  
[ALONG WITH AFFIDAVITS DATED 24.10.2017 AND 17.11.2017 FILED ON  
BEHALF OF CHIEF SECRETARY, GOVT. OF TAMIL NADU IN I.A.NO. 2702 ]  
WITH  
[ II ] I.A. NO. 2702 (APPLICATIONS FOR PERMISSION)  
[ III ] I.A.NO. 19859/2018 [APPLICATIONS FOR IMPLEADMENT]  
[ IV ] I.A.NO. 133562/2019 [APPLICATION FOR INTERVENTION]  
IN RE : NILAMBUR KOVILAKAM  
WITH  
[ V ] CONTEMPT PETITION (CIVIL) NO.193/2001  
WITH  
INTERLOCUTORY APPLICATION NO. 4 (APPLICATION FOR DIRECTIONS)  
IN RE : PERMISSION TO CARRY OUT WORK RELATED TO BASIC AMENITIES  
IN THE JANMAM LANDS IN THE STATE OF TAMIL NADU

Learned Amicus Curiae, in his note, has requested for

directions to the State of Tamil Nadu for furnishing certain details. We, therefore, direct the State of Tamil Nadu to file an affidavit giving following details:-

- a.) Total area and forest area taken over from the Janmam.
- b.) Forest area under government possession.
- c.) Number and extent of leases in the forest area, with details of lessee, date of expiry of lease, applicable rent, rent paid, revision of rent etc.
- d.) Number of Claims filed before the Settlement Officer.
- e.) Number, details and extent of area in respect of each claim allowed or rejected.
- f.) Number of appeals filed before the Janmam Tribunal by the State and their status.
- g.) Details of the appeals filed by the State against adverse orders passed by the Tribunal.
- h.) Total extent of land involved in the above proceedings.

Shri K. Radhakrishnan, learned senior counsel, states that the same shall be done within a period of three weeks from today.

A copy of the affidavit shall be supplied to all the parties concerned in this matter.

List on 15.03.2023.

[ 20 ] [ i ] I. A. NO. 3949 OF 2016 [APPLICATION FOR DIRECTIONS]  
IN RE : GRANT OF MINING LEASE TO M/S PUTAMBEKAR MINERALS  
[ ii ] I. A. NOS. 124224, 124225/2020 AND 124229,124230/2020  
[APPLICATIONS FOR INTERVENTION, EXEMPTION FROM FILING OFFICIAL  
TRANSLATION AND DIRECTION, EXEMPTION FROM FILING OFFICIAL  
TRANSLATION ]  
WITH  
[21] CA Nos. 12234-35/2018 AND Contempt Petition No. 938/2021  
AND SLP(C) No.25047/2018, W.P.(C) NO.633/2022

List on 08.02.2023.

We further direct all the contesting parties to submit their written submission on or prior to 03.02.2023.

[22 ] I. A. NO. 5269 AND 5275 OF 2023  
[APPLICATIONS FOR INTERVENTION AND DIRECTIONS ON B/O ASSN. FOR  
ODISHA REALESTATE DEVP.] \_\_\_\_\_

The application for intervention is allowed for the purpose of directions.

This applicant(s) has sought various prayers. However, the prayer that is pressed in service is thus:-

“(c) Clarify that the directions contained in Para 44 of the order dated 03.06.2022 passed by this Hon’ble Court in I.A. No.1000 of 2003, preferred in W.P. (C) No.202 of 1995, providing a minimum of 1 KM ESZ would not be applicable to the Chandaka-Dampara Wildlife Sanctuary”

The application is filed by the applicant(s) in view of the orders passed by this Court dated 03.06.2022 wherein certain directions have been issued with regard to the minimum width of the ESZ. While passing the order dated 03.06.2022, the Bench of three Judges in paragraph 42, has specifically noted the views of the Standing Committee that there could be specific instances wherein ‘no development zone’ of 1 Km. may not be feasible. The Court recorded the specific instances of Sanjay Gandhi National Park and Guindy National Park.

Subsequently, certain applications with respect to Sanjay Gandhi National Park and Thane Flamingo Creek Sanctuary (I.A. No. 1000 of 2003 etc.) were filed, which were decided by a

Bench of three Judges vide order dated 23.09.2022.

In the order dated 23.09.2022, this Court, after recording the aforesaid observations made in the order dated 03.06.2022, noted the submission of the learned Solicitor General appearing on behalf of the State of Maharashtra and Union of India to the effect that in view of the final notifications being issued, there should be no impediment in granting the relief as prayed for.

In the case of Thane Flamingo Creek Sanctuary, the notification was dated 14.10.2021. In so far as the Sanjay Gandhi National Park is concerned, the final notification was dated 05.12.2016. The notification in respect of Chandaka-Dampara Wildlife Sanctuary issued, which is the subject matter of the present proceeding, is dated 09.09.2016.

In that view of the matter, we find that the view taken by the three Judges while passing the order dated 23.09.2022 would be equally applicable to the present case also.

The application for directions is, therefore, allowed in terms of the prayer clause (c).

[23 ] I. A. NO. 5264 AND 5271 OF 2023  
[APPLICATIONS FOR INTERVENTION AND DIRECTIONS ON B/O ASSN. FOR  
ODISHA REALESTATE DEVP.] \_\_\_\_\_

The application for intervention is allowed for the purpose of directions.

This applicant(s) has sought various prayers. However,

the prayer that is pressed in service is thus:-

“(c) Clarify that the directions contained in Para 44 of the order dated 03.06.2022 passed by this Hon’ble Court in I.A. No.1000 of 2003, preferred in W.P. (C) No.202 of 1995, providing a minimum of 1 KM ESZ would not be applicable to the Nandankanan Wildlife Sanctuary”

The application is filed by the applicant(s) in view of the orders passed by this Court dated 03.06.2022 wherein certain directions have been issued with regard to the minimum width of the ESZ. While passing the order dated 03.06.2022, the Bench of three Judges in paragraph 42, has specifically noted the views of the Standing Committee that there could be specific instances wherein ‘no development zone’ of 1 Km. may not be feasible. The Court recorded the specific instances of Sanjay Gandhi National Park and Guindy National Park.

Subsequently, certain applications with respect to Sanjay Gandhi National Park and Thane Flamingo Creek Sanctuary (I.A. No. 1000 of 2003 etc.) were filed, which were decided by a Bench of three Judges vide order dated 23.09.2022.

In the order dated 23.09.2022, this Court, after recording the aforesaid observations made in the order dated 03.06.2022, noted the submission of the learned Solicitor General appearing on behalf of the State of Maharashtra and Union of India to the effect that in view of the final notifications being issued, there should be no impediment in granting the relief as prayed for.

In the case of Thane Flamingo Creek Sanctuary, the notification was dated 14.10.2021. In so far as the Sanjay Gandhi National Park is concerned, the final notification was dated 05.12.2016. The notification in respect of Nandankanan Wildlife Sanctuary issued which is the subject matter of the present proceeding is dated 10.12.2019.

In that view of the matter, we find that the view taken by the three Judges while passing the order dated 23.09.2022 would be equally applicable to the present case also.

The application for directions is, therefore, allowed in terms of the prayer clause (c).

(NARENDRA PRASAD)  
ASTT. REGISTRAR-cum-PS

(BEENA JOLLY)  
COURT MASTER (NSH)



By online/e-mail

TAMILNADU FOREST DEPARTMENT

From

To

Thiru Syed Muzammil Abbas, I.F.S.,  
Principal Chief Conservator of Forests  
(Head of Forest Force),  
Forest Head Quarters Building,  
Guindy-Velachery Main Road,  
Guindy, Chennai - 600 032.

The General Manager,  
Project Implementing Unit - Krishnagiri,  
National Highways Authority of India,  
259-1, Salem Main Road, Near KAKC  
Petrol bunk, Krishnagiri,  
Pincode 635001.

Ref. No. TS3/6090/2021, Dated: 01.12.2022

Sir,

Sub: Forest (Conservation) Act, 1980 – Diversion of 0.389 ha of forest land in Gummanur forest area in Wildlife Division, Hosur for four laning of Thorapalli Agraharam-Jittandahalli section of new NH-844 from km 23+350 to km 60+100 (design chainage) under Bharatmala Pariyojana Phase I (National corridor) in Hybrid Annuity by NHAI, Krishnagiri – Stage-I approval accorded – Compliance report furnished in the web portal - Regarding.

- Ref: 1 Online forest clearance proposal uploaded by the General Manager, Project Implementing Unit, Krishnagiri, National Highways Authority of India, Krishnagiri - Proposal No. FP/TN/Road/116544/2020
- 2 Part-II of Form-A uploaded by the District Forest Officer, Dharmapuri Division on 10.12.2021
- 3 Part-III of Form-A uploaded by the Conservator of Forests, Dharmapuri Circle on 11.01.2022
- 4 Principal Chief Conservator of Forests Ref. No. TS3/6090/2021, dated 06.04.2022
- 5 Government of Tamil Nadu letter No. 6170/FR-10/2022-1 dated 12.05.2022 of Environment, Climate Change and Forest Department
- 6 Compliance report uploaded by the user agency in the parivesh web portal

\* \* \*

I invite your attention to the references cited.

1) In the reference 1<sup>st</sup> cited, the General Manager, Project Implementing Unit, Krishnagiri, National Highways Authority of India, Krishnagiri, has furnished online forest clearance proposal for diversion of 0.389 ha of forest land in Gummanur Reserve Forest area in Dharmapuri Forest Division for four laning of Thorapalli Agraharam-Jittandahalli section of new NH-844 from km 23+350 to km 60+100



(design chainage) in Dharmapuri District and based on the recommendations made by the District Forest Officer, Dharmapuri Division and Conservator of Forests, Dharmapuri Circle, recommendations has been made to the Government vide Principal Chief Conservator of Forests letter 4<sup>th</sup> cited above.

2) Government of Tamil Nadu in the letter 5<sup>th</sup> cited above, has issued In-principle Stage-I approval under the General approval power delegated to the State Government.

3) In the reference 6<sup>th</sup> cited, the user agency has uploaded the compliance report in the parivesh web portal for verification by the Nodal Officer.

4) As per condition No. (j) of the Stage-I In-principle approval, the user agency has to obtain orders from the Hon'ble Supreme Court of India for felling of spontaneous tree growth as per Forest Conservation Act guidelines.

In the compliance report, the user agency has reported as follows, *"It is to state that in compliance with the orders of Hon'ble Supreme Court in WP No. 201/95, Godavarman Vs Union of India necessary IA application will be filed through Central Empowered Committee for felling of Spontaneous trees in the forest area. It is hereby undertaken that, the trees of spontaneous origin shall be felled as per the orders of CEC/Hon'ble Supreme Court of India, dated 24.03.2022 in the I.A No. 2180 and 2186/2021 in WP 202/1995 under the strict supervision of District Forest Officer, Dharmapuri. The tree felling will carried out in phased manner as suggested by the District Forest Officer"*.

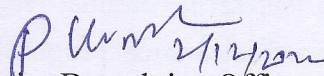
5) The user agency is yet to file IA in the Hon'ble Supreme Court of India for felling of trees and the document of orders of CEC/Hon'ble Supreme Court of India, dated 24.03.2022 in the I.A No. 2180 and 2186/2021 in WP 202/1995 mentioned above has not been furnished along with compliance report.

Hence the compliance report uploaded by the user agency is rejected, and requested to upload the compliance report in complete shape after fulfilling all the conditions imposed in the Government of Tamil Nadu orders.

Sd/- V. Karunapriya,  
For Principal Chief Conservator of Forests  
(Head of Forest Force)

Copy to the Conservator of Forests, Dharmapuri Circle, Dharmapuri.  
Copy to the District Forest Officer, Dharmapuri Division, Dharmapuri (w.r.to C. No. 5500/2021/D, dated 15.11.2022).

/True copy/ By order/

  
Senior Draughting Officer





# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार)

## National Highways Authority of India

(Ministry of Road Transport and Highways, Government of India)



परियोजना कार्यान्वयन इकाई : कृष्णागिरी  
Project Implementation Unit : Krishnagiri

#२५९/१ सेलम मार्ग, के ए केसी पेट्रोल बंक के पास, कृष्णागिरी, तमिलनाडु - ६३५००१

# 259/1, Salem Main Road, Near KAKC Petrol Bunk, Krishnagiri (Tamil Nadu) - 635 001.

दूरभाष / Tel: 04343 234250, ईमेल / Email : nhaikrishnagiri@gmail.com, kri@nhai.org वेबसाइट : www.nhai.gov.in

NHAI/11022/06/2022/PIU-K'giri/२६९९

10<sup>th</sup> November 2022

To

District Forest Officer,  
Dharmapuri Forest Division  
Near District Collectorate  
Dharmapuri District - 636705

**Sub:** NHAI, PIU-Krishnagiri – Four laning of Thorapalli Agraharam – Jittandahalli section of NH-844 from Km.23+350 to Km.60+100 (Package-II of NH-844) under Bharatmala Pariyojana Phase-I (National Corridor) on Hybrid Annuity Mode in the State of Tamil Nadu – **Diversion of 0.389 Ha of forest land in Gummanur Reserve Forest of Dharmapuri Division - Condition stipulated by Govt. of Tamil Nadu – Compliances submitted - Reg.**

- Ref:**
- 1) Online application uploaded vide FP/TN/Road/116544/2020, dt.11.02.2021.
  - 2) Govt. of Tamil Nadu, Lr no. 6170/FR.10/2022-1, dt.12.05.2022.
  - 3) DFO, Dharmapuri, Lr no. C.No.5500/2021/D, dt.18.05.2022.
  - 4) Form for verification of fund details uploaded by the user agency on 20.09.2022.
  - 5) PCCF, Lr no. TS3/6090/2021, dt.26.09.2022.
  - 6) This office even Lr no. NHAI/11022/06/2022/PIU-K'giri/2434, dt.10.10.2022.
  - 7) DFO, Dharmapuri, Lr no. C.No.5500/2021/D, dt.13.10.2022.
  - 8) Form for verification of fund details uploaded by the user agency on 27.10.2022.
  - 9) TAMIL NADU CAMPA Funds CHALLAN generated, dt.02.11.2022.
  - 10) This office even Lr no. NHAI/11022/06/2022/PIU-K'giri/2690, dt.10.11.2022.

Sir,

This has reference to the letter received from your good office vide ref 3<sup>rd</sup> cited regarding the approval of proposal for diversion of forest land to an extent of 0.389 Ha in Gummanur Reserve Forest of Dharmapuri Division to National Highways Authority of India for the project Four laning of Thorapalli Agraharam – Jittandahalli section of NH-844 from Km.23+350 to Km.60+100 (Package-II of NH-844) under Bharatmala

D/UJJWAL/NHAI/NH-844/(Package-II of NH-844)/Letters/Utilities/Forest/Gummanur/PIU Lr to DFO for compliance to condition approval on 10.11.2022.docx

*[Signature]*

Pariyojana Phase-I (National Corridor) on Hybrid Annuity Mode in the State of Tamil Nadu which has been uploaded in the MoEF & CC, online portal on 11.02.2021.

2. In this regard, the in-principal stage-1 clearance has been accorded to the instant proposal with certain condition stating that on receipt of compliance to the stipulated condition the instant proposal will be considered for final approval. As such the compliance on the conditions stipulated as under for your kind perusal;

Sr no.	Condition Stipulated	Reply of NHAI
1	The legal status of the diverted forest land remain unchanged.	Undertaking enclosed.
2	The demarcation of the proposed forest land shall be carried out by the User Agency by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at their cost.	It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).
3	The User Agency has to pay the cost towards Compensatory afforestation scheme including protection and maintenance of plantation area as proposed by the District Forest Officer.	It is to submit that, Challan has been generated on 02.11.2022 and the requisite payment of Rs.67,99,922/- (Rs.63,22,000/- towards Compensatory Afforestation and Rs.4,77,922/- towards Net Present) has been made to the TAMILNADU CAMPA as per the account details provided in the challan through RTGS under unique Transaction reference no. CNRBR52022111093237573 dated 10.11.2022 (Copy enclosed).
4	The User Agency has to pay the amount of Net Present Value which will be fixed as per the guidelines of Hon'ble Supreme Court of India.	

*N. Am*



Sr no.	Condition Stipulated	Reply of NHAI
5	The User Agency has to bear the additional amount of Net Present Value which will be fixed as per the guidelines of Hon'ble Supreme Court of India as fixed by Forest Department in future.	Undertaking enclosed.
6	Amount towards Compensatory afforestation scheme including protection and maintenance of plantation, Protection measures of proposed forest diversion area, Net Present Value of forest area under the project shall be transferred / deposited to CAMPA fund only through e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> )	It is to state that the amount towards Compensatory afforestation scheme including protection and maintenance of plantation, Protection measures of proposed forest diversion area, Net Present Value of forest area under the project has been transferred / deposited to CAMPA fund only through Parivesh portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ) as per the direction of Forest Department/State Government.
7.	The User Agency has to pay the cost towards annual lease rent as fixed by the Forest Department at the time of sanction along with any escalation for the forest land to be diverted of above project in future for entire project period.	Undertaking enclosed.
8	The total forest area utilized for the project shall not exceed 0.389 Ha as reported in the project proposal in two segment.	It is hereby undertaken that the total forest area to be utilized shall not exceed 0.389 Ha (in two segment areas) and the diverted land will not be used for any other purposes than reported.
9	The forest land proposed to be diverted shall under any circumstances be transferred to any other agencies/department or person without prior approval of State Government.	Undertaking enclosed.
10	The user agency has to obtain orders from the Hon'ble Supreme Court of India for felling of spontaneous tree growth as per Forest Conservation Act guidelines.	It is to state that in compliance with the orders of Honourable Supreme Court in WP no 202/95 Godhavarman verses union of India, necessary IA application will be filed through central Empowered Committee for felling of spontaneous trees in the forest area. It is hereby undertaken that the trees of spontaneous origin shall be felled as per

*B. J. M.*

Sr no.	Condition Stipulated	Reply of NHAI
		the orders of CEC/Hon'ble Supreme Court of India, dated 24.03.2022 in the IA Nos.2180 and 2186/2021 in WP 202/1995 under the strict supervision of District Forest Officer - Dharmapuri. The tree felling will carried out in phased manner as suggested by DFO.
11	The user agency has to deposit the amount required for felling and transport of trees to be felled in the project area with the District Forest Officer concerned.	It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).
12	Any other conditions that the Ministry of Environment, Forests and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forests and wildlife.	Undertaking enclosed.
13	Period of lease can be twenty five (25) years. The user agency has to apply renewal proposal before one year of expiry of lease with State Forest Department.	Undertaking enclosed.
14	Further, in the event of non-compliance of the above conditions, this in-principle approval shall automatically be revoked as per the rules made under Forest (Consevation) Act, 1980.	

*[Handwritten signature]*

Hence, it is hereby requested to take necessary action for obtaining stage-II approval at the earliest.

Yours Sincerely,

**Encl:** As above.

  
(G. Athipathi)  
Project Director

**Copy to:**

1. Regional Officer, NHAI, Chennai Region - Submitted for kind information.
2. District Collector, Dharmapuri – For information.
3. CALA & SDRO (LA), Dharmapuri - For information.
4. Conservator of Forest, Dharmapuri – for kind information.
5. Authorised Signatory, M/s. Sunway RNS TJ Private Limited, Krishnagiri – For kind information.
6. Team Leader, M/s. SATRA Services and Solution Pvt. Ltd., Hosur - For kind information.



**Four laning of Thorapalli Agraharam – Jittandahalli section of NH-844 from Km.23+350 to Km.60+100 (Package-II of NH-844) under Bharatmala Pariyojana Phase-I (National Corridor) on Hybrid Annuity Mode in the State of Tamil Nadu**

**Forest Clearance Proposal**

**UNDERTAKING**

- i. It is hereby undertaken that the legal status of the diverted forest will remain unchanged.
- ii. It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).
- i. It is hereby undertaken that, the State Forest Department may carryout plantation of indigenous tree species and its maintenance over an extent 0.389 Ha of Degraded Forest Area in Gummanur Reserved Forest and the cost towards the Wildlife Mitigation Plan will be borne by NHAI as proposed by District Forest Officer.
- ii. It is to submit that, Challan has been generated on 02.11.2022 and the requisite payment of Rs.67,99,922/- (Rs.63,22,000/- towards Compensatory Afforestation, and Rs.4,77,922/- towards Net Present value) has been made to the TAMILNADU CAMPA as per the account details provided in the challan through RTGS under unique Transaction reference no.CNRBR52022111093237573 dated 10.11.2022 (Copy enclosed).
- iii. Also, it is hereby undertaken that the additional amount of NPV, which will be fixed by Hon'ble Supreme court of India in future will be remitted by NHAI in future.
- iv. It is hereby undertaken that the amount towards Compensatory afforestation scheme including protection and maintenance of plantation, Protection measures of proposed forest diversion area, Net Present Value



*[Signature]*  
Project Director  
NHAI/PIU-Krishnagiri-(T.N.)



of forest area under the project shall be transferred / deposited to CAMPA fund only through Parivesh portal (<https://parivesh.nic.in/>) as per the direction of Forest Department/State Government.

- v. It is hereby undertaken that the cost towards annual lease rent as fixed by the Forest Department at the time of sanction along with any escalation for the forest land to be diverted in future for entire period of this project will be paid by NHAI.
- vi. It is hereby undertaken that the total forest area to be utilized shall not exceed 0.389 Ha (in two segment areas) and the diverted land will not be used for any other purposes than reported.
- vii. It is hereby undertaken that, the proposed forest land diversion will not be transferred or sublet to any other department or person without getting prior approval from State Government.
- viii. It is to state that in compliance with the orders of Honourable Supreme Court in WP no 202/95 Godhavarman verses union of India, necessary IA application will be filed through central Empowered Committee for felling of spontaneous trees in the forest area. It is hereby undertaken that the trees of spontaneous origin shall be felled as per the orders of CEC/Hon'ble Supreme Court of India, dated 24.03.2022 in the IA Nos.2180 and 2186/2021 in WP 202/1995 under the strict supervision of District Forest Officer - Dharmapuri. The tree felling will carried out in phased manner as suggested by DFO.
- ix. It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).
- x. It is hereby undertaken that, any other condition that the Ministry of Environment, Forests and Climate Change may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area will be complied by NHAI.



  
**Project Director**  
**NHAI/PIU-Krishnagiri-(T.N.)**

- xi. It is hereby undertaken and agreed that period of lease will be of 25 years and NHAI will propose renewal before 1 year of expiry of lease with State Forest Department.
- xii. It is hereby undertaken that, in the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under rules/guidelines issued under FCA, 1980.



*B. Jm*  
10/11/20  
Project Director  
National Highways Authority of India  
PIU-Krishnagiri  
**Project Director**  
NHAI/PIU-Krishnagiri-(T.N.)



# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार)

## National Highways Authority of India

(Ministry of Road Transport and Highways, Government of India)



परियोजना कार्यान्वयन इकाई : कृष्णागिरी  
Project Implementation Unit : Krishnagiri

#२५९/१ सेलम मार्ग, के ए केसी पेट्रोल बंक के पास, कृष्णागिरी, तमिलनाडु - ६३५००१  
# 259/1, Salem Main Road, Near KAKC Petrol Bunk, Krishnagiri (Tamil Nadu) - 635 001.

दूरभाष / Tel: 04343 234250, ईमेल / Email : nhaikrishnagiri@gmail.com, kri@nhai.org वेबसाइट : www.nhai.gov.in

NHAI/11022/06/2022/PIU-K'giri/2670

10<sup>th</sup> November 2022

To

District Forest Officer,  
Dharmapuri Forest Division  
Near District Collectorate  
Dharmapuri District - 636705

**Sub:** NHAI, PIU-Krishnagiri – Four laning of Thorapalli Agraharam – Jittandahalli section of NH-844 from Km.23+350 to Km.60+100 (Package-II of NH-844) under Bharatmala Pariyojana Phase-I (National Corridor) on Hybrid Annuity Mode in the State of Tamil Nadu – **Diversification of 0.389 Ha of forest land in Gummanur Reserve Forest of Dharmapuri Division – Intimation of Payment done on Stage-I Approval –Reg.**

**Ref:** 1) Online application uploaded vide FP/TN/Road/116544/2020, dt.11.02.2021.  
2) Govt. of Tamil Nadu, Lr no. 6170/FR.10/2022-1, dt.12.05.2022.  
3) DFO, Dharmapuri, Lr no. C.No.5500/2021/D, dt.13.10.2022.  
4) TAMIL NADU CAMPA Funds CHALLAN generated, dt.02.11.2022.

Sir,

It is to state that the in-principal stage-1 clearance has been accorded to the proposal in the subject matter with certain condition stating that on receipt of compliance to the stipulated condition the instant proposal will be considered for final approval. As such the compliance on the conditions stipulated is being submitted separately.

2. In this regard it is to state that, Challan has been generated on 02.11.2022 and the requisite payment of Rs.67,99,922/- (Rs.63,22,000/- towards Compensatory Afforestation and Rs.4,77,922/- towards Net Present Value) has been transferred to the TAMILNADU CAMPA as per the account details provided in the challan through RTGS under unique Transaction reference no.CNRBR52022111093237573 dated 10.11.2022 (Copy enclosed).

D/UJJWAL/NHAI/NH-844/(Package-II of NH-844)/Letters/Utilities/Forest/Gummanur/PIU Lr to DFO for Intimation of Payment done on Stage-I Approval on 10.11.2022.docx



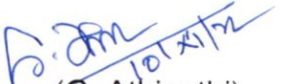
3. It is also to state an amount of Rs.1,15,000/- towards demarcation of the proposed forest land by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters along with the amount required for the expenses related to removal and transportation of trees earmarked for felling in the diverted forest area of amount of Rs.8500/- cumulative to Rs.1,23,500/- payable to District Forest Officer, Dharmapuri. A DD no.097281 dated 10.11.2022 for Rs.1,23,500 is enclosed (Copy enclosed).

4. Necessary compliance report for the compliance of conditions stipulated at time of Stage-I approval is being sent separately.

This is for your kind information.

Yours Sincerely,

**Encl:** As above.

  
(G. Athipathi)  
Project Director

**Copy to:**

1. Regional Officer, NHAI, Chennai Region - Submitted for kind information.
2. District Collector, Dharmapuri – For information.
3. CALA & SDRO (LA), Dharmapuri - For information.
4. Conservator of Forest, Dharmapuri – for kind information.
5. Authorised Signatory, M/s. Sunway RNS TJ Private Limited, Krishnagiri – For kind information.
6. Team Leader, M/s. SATRA Services and Solution Pvt. Ltd., Hosur - For kind information.



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण  
National Highways Authority of India

(सड़क परिवहन एवं राजमार्ग मंत्रालय)

(Ministry of Road Transport and Highways)

परियोजना कार्यान्वयन इकाई : कृष्णागिरि

Project Implementation Unit : Krishnagiri

# 259/1, सेलम मेन रोड, केएकेसी पेट्रोल पम्प के पास, कृष्णागिरि (तमिलनाडु) - 635 001

# 259/1, Salem Main Road, Near KAKC Petrol Bunk, Krishnagiri (Tamil Nadu) - 635 001.

Phone : 04343 234250

Fax : 04343 236208

Email : Kri@nhai.org

nhai Krishnagiri@gmail.com



भारतमाला  
प्रगति के पथ पर अग्रसर  
BHARATMALA  
ROAD TO PROSPERITY

NHAI/11033/01/03/2005/CB/PIU-K'giri/ 2662

09<sup>th</sup> November 2022

To

The Senior Bank Manager  
Canara Bank,  
Krishnagiri

**Sub:** NHAI- Request for RTGS/Account Transfer/DD from the Account No:  
2836101016229-Reg.

Sir,

It is hereby requested to transfer/ issue of DD's for following from the  
Account No: 2836101016229

I. For Transfer/RTGS/NEFT:

Type	Bank Name	IFSC & Account No.	Amount (Rs.)	Cheque No.	Party Name
RTGS	Union Bank of India	IFSC: UBIN0996335 A/c No:1508761116544770	67,99,922	527754	TAMILNADU CAMPA

II. For issuance of DD:

Type	In Favour of	Payable at	Amount (Rs.)	Cheque No.
DD	District Forest Officer	Dharmapuri	1,23,500	527755

Yours truly  
  
G. Athipathi  
Project Director

CNRBR S20 22/11/093237573

10 NOV 2022



केनरा बैंक



Canara Bank

 KRISHNAGIRI  
 KRISHNAGIRI, TAMIL NADU - 635001  
 IFSC : CNRB0002836

MULTI-CITY SB

Valid for three months only from the date of instrument

0	9	1	1	2	0	2	2
D	D	M	M	Y	Y	Y	Y

या धारक को or Bearer

Pay yourself DD
 Rupees रुपये One lakh Twenty Three Thousands  
Five Hundred only

अदा करें

₹ 1,23,500/-

A/c. No.

2836101016229

For PROJECT DIRECTOR NHAI PIU

527755

Authorised Signatories

Payable at par at all our branches in India

Please sign above

⑈527755⑈ 635015002⑈ 000167⑈ 31

केनरा बैंक



Canara Bank

 KRISHNAGIRI  
 KRISHNAGIRI, TAMIL NADU - 635001  
 IFSC : CNRB0002836

MULTI-CITY SB

Valid for three months only from the date of instrument

0	9	1	1	2	0	2	2
D	D	M	M	Y	Y	Y	Y

या धारक को or Bearer

Pay yourself RTGS/NEFT
 Rupees रुपये Sixty seven lakh ninety nine Thousands  
Nine Hundred and Twenty Two Only

अदा करें

₹ 67,99,922/-

A/c. No.

2836101016229

For PROJECT DIRECTOR NHAI PIU

527754

Authorised Signatories

Payable at par at all our branches in India

Please sign above

⑈527754⑈ 635015002⑈ 000167⑈ 31



यह लिखत जारी करने की तारीख से तीन महीने तक वैध है।  
Valid for three months only from the date of instrument

CB

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10112022

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क्रिष्णागिरी - 635 001  
KRISHNAGIRI - 635 001 (2836)

028363011199 97281

मांगने पर On Demand Pay

को या उनके आदेश पर Or Order प्राप्त भूल्य के लिए

DISTRICT FOREST OFFICER

रुपये Rupees

ONE LAKH TWENTY THREE THOUSAND FIVE HUNDRED ONLY

अदा करें For Value Received

₹

\*\*\*1,23,500.00

कृते केनरा बैंक For Canara Bank

केनरा बैंक Canara Bank

Purchaser Name:

PROJECT DIRECTOR NHAI PIU

\*\*\*\*\*NOT OVER Rs.1,23,500.00

प्राधिकृत हस्ताक्षरकर्ता  
AUTHO SIGNATORY

नाम  
NAME

पदनाम  
DESIGNATION

ह.अ.सं.  
S.P. No.

प्राधिकृत हस्ताक्षरकर्ता  
AUTHO SIGNATORY

नाम  
NAME

पदनाम  
DESIGNATION

ह.अ.सं.  
S.P. No.

2020CTDNS

DRAWEE BRANCH & P CODE  
DHARMAFURI(1271)

₹ एक लाख और उससे अधिक डीमांड ड्राफ्ट के लिए दो प्राधिकृत हस्ताक्षरकर्ता की हस्ताक्षर चाहिए।  
Demand Drafts of ₹ 1 Lakh and above require signature of two authorised signatories.  
Please sign above

A. CHAKRAVATHI  
MANAGER  
SP No. 70850

097281 0000150001 052836 16