



सत्यमेव जयते

भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE
CHANGE
उत्तर क्षेत्रीय कार्यालय, चंडीगढ़ / Northern Regional
Office, Chandigarh



File No: 9-JKB501/2020-CHA

Dated: 13/08/2020

To

Addl. Chief Secretary (Forests),
U.T. of Jammu & Kashmir,
Civil Secretariat
Jammu & Kashmir
(www.csforestjk@gmail.com)

Sub: Diversion of 1.2 ha of forest land in favour of National Highways & Infrastructure Development Corporation Ltd., PIU, Khellani for construction of Bi-directional tunnel at Km. 83 of length 495 meter including approach road to 664 meter and a major bridge of 110 meter from Km. 82+675 to Km. 82+925 on NH-244 in Jammu & Kashmir on EPC mode, under forest division and District Kishtwar, Jammu & Kashmir (Online proposal no. FP/JK/Road/44916/2020)-regarding.

Ref: (i) Original proposal received on dated 24.06.2020
(ii) U.T. of J&K online reply received on 29.07.2020

Sir,

Please refer to the above cited subject and letters seeking prior approval of the Central Government for diversion of forest land for non-forestry purpose in accordance with section 2 of the Forest (Conservation) Act, 1980.

2. After careful examination of the proposal of the State Government, in-principle approval is hereby conveyed for diversion of **1.2 hectares** of forest land for the above mentioned project, subject to the following conditions:

- i) Cost of compensatory afforestation CA scheme may be realized from the user agency.
- ii) Net Present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the user agency, as per Ministry's directions issued vide letters No. 5-3/2007-FC dated 5th February 2009 and Hon'ble Supreme Court of India's Order dated 30th October 2002, 28th March, 2008, 24th April, 2008 and 9th May 2008;
- iii) As per the orders of the Government of India vide letter No. 5-2/2010-CAMPA 24.06.2011, the Net Present Value (NPV) of the forest land and all other CA levies shall be deposited through web portal of Ministry of Environment, Forest and Climate Change (www.parivesh.nic.in)
- iv) User agency should ensure that the compensatory levies (CA cost, NPV, etc.) are deposited through challan generated online on web portal and deposited in appropriate bank only. Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.
- v) Revised site suitability certificate for 2.4 hectare to be submitted.

- vi) Divisional Forest Officer shall furnish undertaking that the approved CA site(s) will not be changed without the approval of competent authority.
- vii) The CEO State CAMPA shall furnish undertaking that the funds under State CAMPA will be released to Divisional Forest Officer as per approved CA scheme.

(B) The following conditions shall also be complied with after the final approval is accorded:

- i) Legal status of the forest land will remain unchanged.
- ii) Efforts should be made to fell minimum number of trees not to exceed 461 trees.
- iii) The trees should be felled under strict supervision of the State Forest Department.
- iv) The CEO, State CAMPA Authority shall ensure release of funds under CAMPA to the DFO for raising CA plantation as per CA scheme approved by this office.
- v) The DFO shall ensure taking up CA plantations at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority.
- vi) The CA will be carried out over 2.4 ha on degraded forest land respectively as per the CA scheme and the funds will be provided by the user agency. The plantation will be done within one year from the date of issue of the approval.
- vii) The forest land will not be used for any other purpose than that mentioned in the proposal.
- viii) The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Central Government.
- ix) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- x) No damage will be done to the adjoining forest land;
- xi) The User Agency shall raise strip plantation on both sides and central verge of the road at the project cost as per IRC specifications with maintenance of seven to ten years;
- xii) The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court;
- xiii) The User agency shall carry out muck disposal at pre-designed sites as per the scheme approved by the Forest Department. The required soil conservation measures should be taken up by the user agency for which fund should be provided as per the current rate of works;
- xiv) The User Agency shall provide firewood preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- xv) Any other condition that this Regional Office may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;
- xvi) It will be the responsibility of the State Government/User Agency to obtain all other prior approvals/clearances under all other relevant Acts/Rules/ Court's Rulings/instructions, etc., including environmental clearance, as applicable to this proposal;

4. After receipt of the compliance report on fulfillment of the conditions under para-2, above, final approval order shall be given under Section-2 of the Forest (Conservation) Act, 1980. The use of forest land will not be allowed till final approval is accorded.

Yours faithfully,

Sd/-
(C.D. Singh)
Dy.DGF (Central)

Copy to:-

1. The ADGF (FC), Ministry of Environment, Forests, Indira Paryavaran Bhawan, Jor Bagh, Aliganj, New Delhi (www.adgfc-mef@gov.in).
2. The Pr. Chief Conservator of Forests (HoFF), U.T. of Jammu & Kashmir, Forest Complex, Sheikh Bagh, Near Lal Chowk, Srinagar, J&K (www.pccfjkforest@gmail.com).
3. The Nodal Officer (FCA), U.T. of Jammu & Kashmir, Forest Complex, Sheikh Bagh, Near Lal Chowk, Srinagar, J&K (www.sarveshraiifs@gmail.com).
4. CEO, CAMPA O/o PCCF (HoFF), U.T. of Jammu & Kashmir, Forest Complex, Sheikh Bagh, Near Lal Chowk, Srinagar, J&K (www.jkcampacell@gmail.com).
5. The Divisional Forest Officer, Forest Division and District Kishtwar, J&K.
6. National Highways & Infrastructure Development Corporation Ltd., PIU, Khellani (www.nhidclpiukhellani@gmail.com).

Government of Jammu and Kashmir

Office of the Principal Chief Conservator of Forests J&K, Jammu.

May to Oct.: Forest Complex, Sheikh Bagh, Lal Chowk-Sgr 190001
Ph: 0194- 2484939, 2483937, Fax 0194-2455027

Nov. to Apl.: Van Bhawan Below Gumat 180001
Ph: 0191- 2548397, 2560585, Fax 0191-2547276
URL Address: www.jkforest.com

Copy for information and necessary action to:-

1. Chief Conservator of Forests Jammu for information
2. Conservator of Forests Chenab Circle Doda.
3. Divisional Forest Officer, Kishtwar Forest Division.
4. National Highways & Infrastructure Development Corporation Ltd. PIU, Khellani

PCCF/FCA/31113/ 2210-13
Dt. 14/08/2020

(Sarvesh Rai) IFS

Additional Principal Chief Conservator of Forests,
Nodal Officer (FCA)

14/8/20 14/08/20

Signature Not Verified

Digitally signed by C D SINGH

Date: 2020.08.13 16:05:45, सेक्टर-31 ए, चंडीगढ़-160030 / Bays No. 24-25, Sector-31 A, Chandigarh-160030
दूरभाष/Tel No : 0172-2638061 Fax No : 0172-2638135 Email : ronz.chd-mef@nic.in



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**OFFICE OF THE DIVISIONAL FOREST OFFICER,
Kishtwar Forest Division, Kishtwar. (Forest Complex Sarkoot, Kishtwar)**

Tel/ Fax No.: 01995-259465 e-mail : dfokishtwar1@gmail.com, dfokishtwar.for-jk@nic.in

**The Resident Engineer (P),
PIU- Khellani, NHIDCL**

No.: 47-50/FCA/KFD

Dt: 24-08-2020

Sub: Place of demand for payment of NPV and CA against diversion of 1.2 ha. Of Forest land for construction of Bi-directional tunnel at Km 83 of length 495 meter including approach road to 664 meters and a major bridge of 110 meter from Km 82+675 to Km 82+925 on NH-244 in Jammu and Kashmir on EPC mode under Forest Division and District Kishtwar (Online proposal No:- FP/Jk/Road/44916/2020)-reg.

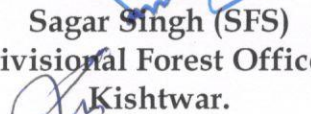
Ref: File No.: 09-JKB501/2020-CHA Dt: 13-08-2020.

Sir,

With reference to the above, the estimated cost on account of NPV, CA & construction of RCC Pillars with respect to diversion of **1.2 Ha.** (1.15 Ha. Underground & 0.05 Ha. Open) Forest land in Kishtwar Forest Division in the caption proposal item wise is as follows:-

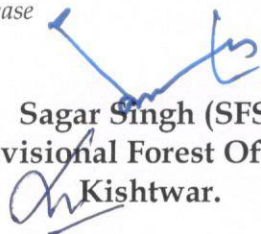
- (a) Net Present Value (NPV) = 1.15 Ha. @ 3.285/Ha. =Rs. 4.106 lacs
(Refer Chapter-3, Section 3.5, S. No.: 7 Handbook
of FCA, 1980, guidelines & clarifications)
+ 0.05 Ha. @ 6.57/ Ha.
- (b) Compensatory Afforestation (Detail Enclosed) = Rs. 10.92 lacs
- (c) Construction of RCC Pillars for Peg Markings = Rs. 1.20 lac.
- TOTAL:** = **Rs. 16.226 lacs**

Therefore, you are requested to deposit an amount of **Rs. 16.226 lacs** (CA cost, NPV, etc.) through challan generated online on web portal and deposit in appropriate bank only. Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.


Sagar Singh (SFS)
Divisional Forest Officer,
Kishtwar.

Copy submitted to the :-

- (1) Nodal Officer FCA O/o Pr. Chief Conservator of Forests, J&K Jammu for favour of information please.
- (2) Chief Conservator of Forests, Jammu for favour of information please.
- (3) Conservator of Forests, Chenab Circle Doda for favour of information please


Sagar Singh (SFS)
Divisional Forest Officer,
Kishtwar.

No. NHIDCL/PMU-Kishtwar/Km. 83rd/2020-21/ 132

Date 24.09.2020

To,
Nodal Officer (Addl. PCCF)
Jammu & Kashmir

Name of Work: Construction of Bi-directional tunnel at km 83rd of length 495 m including approach road of 664 m and a Major Bridge of 110 m from km 82+675 to km 82+925 on NH - 244 in UT of Jammu & Kashmir on EPC mode.

Sub: Compliance of Stage-I of forest proposal and request for according working permission-reg.

Forest Proposal No. - FP/JK/ROAD/44916/2020

Ref: (i) RO Chandigarh, MOEF letter 9-JKB501/2020-CHA dated 13.08.2020.

(ii) DFO, Kishtwar letter no. 47-50/FCA/KFD dated 24.08.2020.

(iii) MoEF Circular FC-11/115/2019-FC dated 13.09.2020.

Sir,

The subject project is construction of 495m underground tunnel to bypass an identified Black Spot which is ravaged by rockfall and had caused many casualties in the past. The project envisages diversion of 1.2 Hect. Forest land which comprises 1.15 Hect. underground land and .05 Hect. open land. Regional office, Chandigarh, MoEF vide letter 9-JKB501/2020-CHA dated 13.08.2020 has accorded the in-principle approval subject to conditions mentioned below whose compliance has been completed on part of Indenting agency i.e. NHIDCL and same has been detailed para wise below:

S.No.	Conditions for Compliance as per RO, Chandigarh, MoEF vide letter dated 13.08.2020	Compliance by User/ Indenting Agency, NHIDCL
1.	Cost of Compensatory Afforestation CA scheme may be realized from the User Agency	<ul style="list-style-type: none"> DFO Kishtwar vide ref. letter dated 24.08.2020 has raised a demand of Rs. 16,22,600/- Lakhs from the Indenting Agency NHIDCL which includes an amount of Rs. 10,92,000/- for value of Cost of Compensatory afforestation. The demand note was uploaded on the web portal for verification of Nodal Officer. After acceptance of demand note, the requisite amount of Rs. 16,22,600/- has been submitted in the J&K State CAMPA fund through online generated challan on the web portal on 28.08.2020 (Copy Enclosed). The payment confirmation has been realized and reflected on the PARIVESH Portal. (copy attached).
2.	Net Present Value (NPV) of the forest land being diverted for Non-forestry purpose may be realized from the User Agency, as per Ministry's directions issued vide letters No.-5-3/2007-FC dated 05.02.2009 and Hon'ble Supreme Court of India's Order dated 30 th October 2002, 28 th March, 2008 24 th April 2008 and 9 th May 2008.	<ul style="list-style-type: none"> Demand note for Rs. 16,22,600/- raised by DFO vide letter dated 24.08.2020 includes an amount of 4.106 Lakhs for cost of Compensatory afforestation as per extant guidelines of Ministry and directions of Hon'ble Supreme Court. The demand note was uploaded on the web portal for verification of Nodal Officer. After acceptance of demand note, the requisite amount of Rs. 16,22,600/- has been submitted in the J&K State CAMPA fund through online generated challan on the web portal on 28.08.2020 (Copy Enclosed). The payment confirmation has been realized and reflected on the PARIVESH Portal. (copy attached).
3.	As per the orders of the Government of India vide letter No.-5-2/2010-CAMPA dated 24.06.2011,	<ul style="list-style-type: none"> The requisite amount of Rs. 16,22,600/- for Net Present Value (NPV) of the forest land and all other CA levies has

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	the Net Present Value (NPV) of the forest land and all other CA levies shall be deposited through web portal of Ministry of Environment, Forest and Climate Change (www. Parivesh.nic.in)	been deposited in the J&K State CAMPA on 28.08.2020 (copy enclosed) through online challan generated after acceptance of demand note by Nodal Officer from the web portal of Ministry of Environment, Forest and Climate Change (www. Parivesh.nic.in).
4.	User Agency Should ensure that compensatory levies (CA Cost, NPV, etc.) are deposited through challan generated on the web portal and deposited in appropriate bank only. Amount deposited through other mode will not be acceptable as compliance of the stage-I clearance.	<ul style="list-style-type: none"> The requisite amount of Rs. 16,22,600/- for Net Present Value (NPV) of the forest land and all other CA levies has been deposited in the J&K State CAMPA on 28.08.2020 (copy enclosed) through online challan generated from the web portal of Ministry of Environment, Forest and Climate Change (www. Parivesh.nic.in)
5.	Revised site suitability certificate for 2.4 Hectares to be submitted.	<ul style="list-style-type: none"> Undertaking from DFO attached.
6.	Divisional Forest Officer shall furnish undertaking that the approved CA site (s) will not change without the approval of the Competent Authority.	<ul style="list-style-type: none"> Undertaking from DFO attached.
7.	The CEO State CAMPA shall furnish undertaking that the funds under state CAMPA will be released to Divisional Forest Officer as per approved CA scheme.	<ul style="list-style-type: none"> Compliance pertain on part of CEO State CAMPA.

Also, the additional conditions to be complied with **after** final approval is accorded (refer Para B) is as follows:

S.No.	Conditions for Compliance as per RO, Chandigarh, MoEF vide letter dated 13.08.2020	Compliance by User/ Indenting Agency, NHIDCL
1.	Legal Status of the forest land will remain unchanged	<ul style="list-style-type: none"> Agreed
2.	Efforts to be made to fell minimum number of trees not to exceed 461 trees.	<ul style="list-style-type: none"> No tree felling is involved in the proposal. No. of trees felling detail may be corrected.
3.	Trees should be felled under strict supervision of the state Forest Department.	<ul style="list-style-type: none"> No tree felling is involved in the proposal.
4.	The CEO, State CAMPA Authority shall ensure release of funds under CAMPA to the DFO for raising CA Plantation as per CA scheme approved by this office.	<ul style="list-style-type: none"> Compliance pertain on part of State Government/State CAMPA.
5.	The DFO Shall ensure taking up CA scheme at approved CA sites and shall not after the approved sites without obtaining the permission of the competent authority.	<ul style="list-style-type: none"> Compliance pertain on part of DFO.
5.	The CA would be carried out over 2.4 Hect on degraded forest land respectively as per CA scheme and the funds will be provided by the user agency. The plantation will be done within one year from the date of issue of the approval.	<ul style="list-style-type: none"> The Funds for CA scheme has been already deposited with the State CAPMA. Copy of demand note and Challan attached.
6.	The forest land will not be used for any other purpose than mentioned in the proposal.	<ul style="list-style-type: none"> Agreed.
7.	The forest land proposed to be diverted shall under no circumstances be transferred to other agency, department or person with the approval of the central government.	<ul style="list-style-type: none"> Agreed.
8.	The layout plan of the proposal shall not changed with the prior approval of the central government.	<ul style="list-style-type: none"> Agreed.
9.	No damage will be done adjoining forest land	<ul style="list-style-type: none"> Agreed

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10.	The User Agency shall raise strip plantation on both sides and central verge of the road at the project as per IRC specifications with maintenance of seven to ten years.	• Agreed
11.	The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court.	• Agreed
12.	The User agency shall carry out muck disposal at pre-designated sites as per the scheme approved by the forest department. The required soil conservation scheme should be taken up by the user agency for which fund should be provided as per the current rate of works.	• Agreed
13.	The user agency shall provide firewood preferably alternate fuels to the laborers and the staff working at sites so as to avoid any damage and pressure on the nearby forest areas.	• Agreed
14.	Any other condition that this Regional Office may stipulate from time to time in the interest of conservation, protection and development of forest and wildlife.	• Agreed
15.	It will be the responsibility of the state government /User agency to obtain all other prior approvals /clearances under all other relevant Acts/Rules/ Courts' Rulings/instructions etc. including environmental clearance as applicable to this proposal.	• Agreed

3. In view of the above, it is requested to process for Stage-II clearance and accord the working permission to user agency, NHIDCL at the earliest so that work on the project site could be commenced as the project site does not involve felling of any tree. This would ensure the timely completion of project.

4. This issues with the approval of Competent Authority.

Saurav Deo
 (Saurav Deo)
 Manager (P),
 PMU-Kishtwar, NHIDCL

Copy to :

- (i) The Executive Director-P, RO-Jammu for information please
- (ii) The Deputy Commissioner, Kishtwar for information.
- (iii) The Chief Conservator, Chenab Circle, for information and necessary action.
- (iv) The Divisional Forest officer, Kishtwar-Division for information and necessary action.

Order No: NHIDCL/RO-Jammu/San/2020-21

Dated: 29.08.2020

National Highways & Infrastructure Development Corporation Ltd
Regional Office Jammu

(A Public Sector Undertaking, under the Ministry of Road Transport and Highways, Govt. of India)
House No. 261, Sector 6, Channi Himmat, Jammu-180015

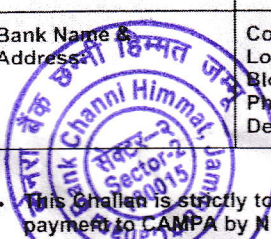
Sanction Order

Subject: Construction of Bi-Directional tunnel at Km 83rd of length 495 m including approach road of 664 m and a major Bridge of 110 m from Km 82+675 to Km 82+925 on NH-244 in UT of Jammu & Kashmir on EPC Mode:- **Deposit of Compensators Levies (NPV and CA Levies against diversion of 1.2 Ha of forest land through Challan for compliance of Stage-I of forest Proposal-reg**

I am directed to convey the approval of Competent Authority for expenditure & release of an amount of **Rs. 16,22,600/-** (Rupees Sixteen lakh Twenty-Two Thousand and Six Hundred Only) towards J&K CAMPA payment for the work cited in the subject.

2. The expenditure is debitable to the NH (O) Head of the Project account in NHIDCL for the financial year 2020-21.
3. The amount of **Rs. 16,22,600/-** (Rupees Sixteen lakh Twenty-Two Thousand and Six Hundred Only) has been drawn by finance division NHIDCL RO-Jammu and disbursed through NEFT/RTGS NO. SYNBR5202008L953E5536 in favour of J&K CAMPA in their Account.150716144916671, IFSC: CORP0000371.
4. This issue with the approval of competent authority dated: 28.08.2020.

(Negi Ram)
Manager (Finance)

AGENCY COPY	
NEFT / RTGS CHALLAN for Ad-HOC CAMPA	
Date : 26-08-2020	
Agency Name.	PIU KHELLANI, NHIDCL
Application No.	6144916671
MoEF/SG File No.	9-JKB501-2020-CHA
Location.	J AND K
Address.	PIU Khellani, House No.11, Sector 02, Trikuta Nagar, Jammu & Kashmir Jammu
Amount(in Rs)	1622600/-
Amount in Words :Sixteen Lakh Twenty-Two Thousand Six Hundred Rupees Only	
NEFT/RTGS to be made as per following details;	
Beneficiary Name:	J AND K CAMPA
IFSC Code:	CORP0000371
Pay to Account No.	150716144916671 Valid only for this challan amount.
Bank Name & Address:	Corporation Bank Lodhi Complex Branch, Block 11,CGO Complex, Phase I, Lodhi Road, New Delhi -110003
	
<ul style="list-style-type: none"> This Challan is strictly to be used for making payment to CAMPA by NEFT/RTGS only 	

BANK COPY	
NEFT / RTGS CHALLAN for Ad-HOC CAMPA	
Date : 26-08-2020	
Agency Name.	PIU KHELLANI, NHIDCL
Application No.	6144916671
MoEF/SG File No.	9-JKB501-2020-CHA
Location.	J AND K
Address:	PIU Khellani, House No.11, Sector 02, Trikuta Nagar, Jammu & Kashmir Jammu
Amount(in Rs)	1622600/-
Amount in Words :Sixteen Lakh Twenty-Two Thousand Six Hundred Rupees Only	
NEFT/RTGS to be made as per following details;	
Beneficiary Name:	J AND K CAMPA
IFSC Code:	CORP0000371
Pay to Account No.	150716144916671 Valid only for this challan amount.
Bank Name & Address:	Corporation Bank Lodhi Complex Branch, Block 11,CGO Complex, Phase I, Lodhi Road, New Delhi -110003
<ul style="list-style-type: none"> This Challan is strictly to be used for making payment to CAMPA by NEFT/RTGS only 	

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

SYNBR252020086953P8535



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Government of India



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12:39:19 PM



Online payment history made by User Agency under CAMPA

Help



Sl. No.	Proposal Detail	Application_No	Application No (New)	Date of IN-PRINCIPLE	Amount to be Paid/Amount Paid (in Rs.)			Payment Status	Payment Detail	Demand Letter
	FP/JK/ROAD/44916/2020 Construction of Bi-directional tunnel at km 83 of length 495 m including approach road of 664 m and a Major Bridge of 110 m from km 82+675 to km 82+925 on NH - 244 in Jammu & Kashmir on EPC mode.	ROAD449162020671	6144915671	13 Aug 2020	CA: PCA: Safety Zone: NPV: Other Charges1 : Other Charges2 : Other Charges3 : Total :	1092000/- , 0/- , 0/- , 410600/- , 0/- , 0/- , 0/- , 1622500/-	Addl CA : CAT : Addl PA : construction of RCC Pillars :120000/-	0/- 0/- 0/- Paid	Fund Demand Verified by : 26 Aug 2020 Nodal Officer On Bank Name : Corporation Bank Mode of Payment : NEFT/RTGS (Challan) Challan Generated On : 25 Aug 2020 Transaction Date : 29 Aug 2020	Demand Letter Generated Challan

Undertaking for No Change in approved CA site.

It is to undertake that the Compensatory Afforestation site (details mentioned below) would not be changed without approval of the Competent Authority

S.No.	Location	Range	Plantation Area (Hect)	Division	Remarks
01	18/K	Bhumsheru, Kishtwar	2.40	Kishtwar	Ten years plan for CA.


Divisional Forest Officer
Forest Division Kishtwar

Revised Site Suitability certificate

This to certify that location/site of 2.40 Hect. area identified for the Compensatory Afforestation in lieu of Forest land falling under the alignment of project construction of Bi-directional Tunnel including approach road and a major bridge at Kuligarh is degraded forest land and found suitable for Compensatory Afforestation. This is required for establishment and greening of ecologically fragile and degraded forest area to improve pmicro-ecology of the area.

S.No.	Location	Range	Plantation area (Hect)	Division	Remarks
01	18/K	Bhumsheru, Kishtwar	2.40	Kishtwar	Ten years plan for CA.


Divisional Forest Officer
Divisional Forest Officer
Forest Division Kishtwar