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RJIL/OFC/Forest/003

Date 19/10/2022

**Divisional Forest Officer  
Forest Division Marwah**

**SUBJECT-** Compliances Of Stage-1 Conditions Of Forest Proposal No- Fp/Jk/Ofc/144255/2021 For Diversion Of 0.8177 Ha Forest Land For Aerial And Underground Cabling From Bhandarkot-Hynen, Marwah Forest Division.

**Dear Sir,**

The above project is proposed for laying of optical fiber to provide mobile/4G network connectivity to far flung area of Dist. Kishtwar into the areas of uncovered Villages under the USOF GOI project.

S.No	Conditions for Compliance as per Government Order No. 1917-20/MFD Dated- 30.07.2022	Compliance by User Agency, Jio Digital Fiber Pvt. LTD
A.	Conditions which need to be complied prior to handing over of forest land by the J&K Forest Department.	
1	Cost of compensatory afforestation as per scheme may be realized from the user agency	The user agency has agreed.
2	Net Present Value (NPV) of the forest land being diverted for non-forestry purpose may be realized from the user agency, as per MoEF&CC 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	The user agency has agreed.
3	Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged from the User Agency. The User Agency shall furnish an undertaking to this effect.	The user agency has agreed.
4	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 <a href="http://www.parivesh.nic.in">www.parivesh.nic.in</a>	The user agency has agreed.
5	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	Already deposit and receipt enclosed.

Reliance Jio Infocomm Limited, CIN : U72900GJ2007PLC105869

Registered Office : Office -101, Saffron, Nr. Centre Point, Panchwati 5 Rasta, Ambawadi, Ahmedabad-380006, Gujarat, India  
Phone No: 079-35600100, [www.jio.com](http://www.jio.com)





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6	The cost of extraction shall be paid by the user agency to the agency executing the extraction (J&K Forest Department/J&K Forest Development Corporation/any other, as applicable);	The user agency has agreed.
7	Original copy of FRA certificate to be submitted	Copy enclosed
8	Divisional Forest Office shall furnish undertaking that the approved CA sites will not be changed without the approval of the Competent Authority.	NA
9	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	NA
10	The KML files of the area to be diverted, the CA areas, the proposed SMC work, the proposed Catchment Area Treatment area and the WLMP area shall be uploaded on the e-Green watch portal with all requisite details before issuing working permission towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be	NA
11	No permanent construction of the building is permitted at the sites.	The user agency has agreed.
12	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per law.	The user agency has agreed.
B.	Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the J&K Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:	
1	Legal status of the forest land shall remain unchanged	The user agency has agreed.
2	Efforts should be made to fell minimum number of trees	The user agency has agreed.
3	The CA will be carried out on degraded forest land as per the CA scheme and the funds will be provided by the user agency. The plantation of 1000 trees per ha ( or proportionately less if forest area diverted is less than 0 1 Ha) will be done within one year from the date of issue of the approval	NA
4	The layout plan of the proposal shall not be changed without prior approval of Central Government	We here agree to abide by this condition.
5	No labour camp shall be established on the forest land	We here agree to abide by this condition.
6	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after	The user agency has agreed.

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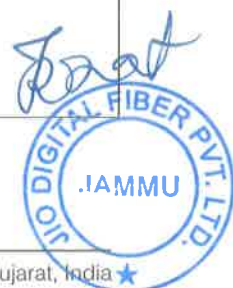
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	purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel	
7	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work	We here agree to abide by this and follow the directions, strictly.
8	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less	The user agency has agreed.
9	The forest land shall not be used for any purpose other than that specified in the project proposal	The user agency has agreed.
10	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India	The user agency has agreed.
11	The User Agency shall abide by the procedures as per the Telecom Guidelines/Policy etc in force, regarding installation of over ground infrastructure on forest land	The user agency has agreed.
12	The User Agency shall pay any expenses/rent/fees etc as applicable towards Forest Department in accordance with the relevant Telecom Guidelines/Policy in vogue	The user agency has agreed.
13	The OFC cable shall be laid down in a trench not more than 2 metre in depth & 1 metre in width and after laying of the OFC, the ground will be suitably levelled and reclaimed	The user agency has agreed.
14	The User Agency shall construct retaining walls/breast walls/ rain water drainage on forest land and take all necessary steps to check soil erosion which may result due to proposed work	The user agency has agreed.
15	Any damage done to the forest by the User Agency or its contractors shall be charged from the User Agency@ 10 times as per the standard rate of 2018 issued vide the Government Order No: I O-FST of 2018 dated: 09.01.2018.	The user agency has agreed.
16	The forest land so allowed for use shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency.	The user agency has agreed.
17	Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife	The user agency has agreed.
18	User Agency shall obtain Environment Clearance or any other clearance, if applicable under any act/rule/order/guideline etc for the proposal	The user agency has agreed.
19	After receipt of the compliance report on fulfilment 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.	The user agency has agreed.



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In views of the above, it is requested to accord the formal approval (Stage-II) in favour of User Agency.

An early action in this regard will be highly appreciated.

Thanking in anticipation.

Yours Sincerely



Jio Digital Fiber Pvt. Ltd.



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**OFFICE OF THE DEPUTY COMMISSIONER**  
**New DC Office Complex Mini Secretariat, Kishtwar**

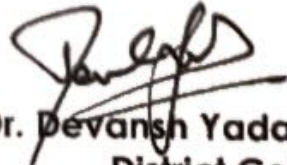
Phone/Fax: 01995-261466/259555, E-mail: crrdcktr@gmail.com, dckishtwar-jk@nic.in  
No. DC/14/22/FNP-224/21 (Dated. 21.11.2022)

**TO WHOM SO EVER IT MAY CONCERN**

In compliance with the Ministry of Environment and Forest (MoEF), Govt of India's letter no. 11-9/98-FC (pT) Dt:- 3<sup>rd</sup> Aug 2009, wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006, (FRA for short) on the Forest Land proposed to be diverted for Non Forest purposes read with MoEF's letter Dt:-5<sup>th</sup> Feb 2013, wherein, MoEF issued certain exemption/ relaxation in respect of linear projects, **it is certified that Forest land ( 0.8177 Hactare – details as annexure B) falling in Block Palmar, Dachhan and Marwah under the proposed alignment of fiber path ( Bhandarkoot to Qaderna) in favour of Jio Digital Fiber Ltd, required for the development of Tele- communication network by laying of optical Fiber cable in District Kishtwar Kishtwar ( Bhandarkoot- Qaderna) to provide seamless 4G connectivity.**

It is further certified that:

- (a) The complete process of recognition and vesting of forest rights under the FRA has been carried out for the **Block Dachhan and Marwah** of forest land proposed for diversion. The proposed area does not cover any part of the FRA-2006, since there is no any claim in this area as on date. A report in this regard from BDO Dachhan and Marwah along with recommendation / report of Gram Sabha Resolution ( duly signed by FRC committee members) is enclosed as **Annexure "A"**
- (b) The diversion of forest land for facilities managed by the Government as required under section 3(2) of the FRA, 2006 have been completed and the Gram Sabha have given their consent to it: A report in this regard from BDO Dachhan and Marwah along with recommendation / report of Gram Sabha Resolution ( duly signed by FRC committee members) is enclosed as **Annexure "A"**
- (c) The proposed area does not involve recognized rights of Primitive Tribal Groups and Pre Agricultural Communities: A report in this regard from BDO Dachhan and Marwah along with recommendation / report of Gram Sabha Resolution ( duly signed by FRC committee members) is enclosed as **Annexure "A"**

  
**Dr. Devansh Yadav (IAS)**  
**District Collector,**  
**Kishtwar**

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"Pro Active and Responsive facilitation by Interactive, Virtuous and Environmental Singlewindow Hub"  
Ministry of Environment, Forest and Climate Change  
Government of India

District Collector Configuration ▾ Add new proposals upto 14 July 2014 ▾ Update Proposals,Received Upto 31-12-2011 ▾ Miscellaneous ▾ Downloads ▾ Upload \ Publish Documents ▾ 10:25:02 AM

Others ▾ Reports ▾ Processing of Proposals received on or after 15 July 2014 ▾ Change in Part-I & II before Stage-I Processing of Proposals received on or after 28th June 2022 ▾

Update Notification Status of CA Land

SEARCH

Sno.	Proposal No.	Application No	Proposal Name	Category	Area (ha.)	User Agency Name	Date of IN-PRINCIPLE	Demand Submitted Date	Verify	Status
1	FP/JK/OFC/144255/2021	OFC1442552021685	Underground & Aerial Cabling from Bhandarkot - Hynen , Marwah Forest Div, Kishtwar District by Jio Digital Fibre Pvt Ltd.	Optical Fibre Cable	0.8177	JIO DIGITAL FIBER PRIVATE LIMITED	28-7-2022	30-7-2022	Upload Demand	Paid
2	FP/JK/OFC/151348/2022	OFC1513482022918	Laying of Underground Optical Fiber Cable on Machedi-Thall-Bhullari	Optical Fibre Cable	0.97	VINDHYA TELELINKS LTD	21-7-2022	29-7-2022	Upload Demand	Paid
3	FP/JK/ROAD/155190/2022	ROAD1551902022637	Construction of alternative alignment of LakhampurThein road km 11th to 12th due to submergences of 2x39mtrs RCC Tgirder bridge on Nora nallah at 410.0 mtr. level.	Road	2.84	EXECUTIVE ENGINEER PWD R&B KATHUA	15-7-2022	21-7-2022	Upload Demand	Challan Generate
4	FP/JK/ROAD/155190/2022	ROAD1551902022337	Construction of alternative alignment of LakhampurThein road km 11th to 12th due to submergences of 2x39mtrs RCC Tgirder bridge on Nora nallah at 410.0 mtr. level.	Road	2.84	EXECUTIVE ENGINEER PWD R&B KATHUA	15-7-2022	19-7-2022	Upload Demand	REJECTE
5	FP/JK/DEF/121694/2021	DEF1216942021354	Diversion of 6.1597 Ha. Forest Land in Section- 7 of Akhnoor Poonch Road	Defence	6.1597	BRO_58 RCC	23-6-2022	04-7-2022	Upload Demand	Challan Generate
6	Online Help/Query	2020157	Up-gradation of Reasi-Arnas-Mahore road to NHDL specifications from km 57.00 to km 68.00 in 31 BRTF area under project Sampark in J&K UT	Road	3.22	BRO, 110 RCC	24-1-2022	24-6-2022	Upload Demand	Verified
7	FP/JK/ROAD/140656/2021	ROAD1406562021243	Construction of 130 mtr span Balini Bridge	Road	0.39	S2 RCC (GREF)	25-5-2022	11-6-2022	Upload Demand	Paid

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## UNDERTAKING BY USER AGENCY

I Khalid Shafqut Hafeez Bhat, Manager M/S JIO DIGITAL FIBER PVT. LTD. on the behalf of the User Agency JIO DIGITAL FIBER PVT. LTD. for the project of diversion of 0.8177 Ha of forest land for underground and aerial cabling from Bhandarkot-Hynen road, proposal No: FP/JK/OFC/144255/2021 hereby solemnly affirm and undertake to abide the following term and conditions:

1. No trees shall be felled in this proposal.
2. The layout plan of the proposal shall not be changed without prior approval of Central Government.
3. The forest land shall not be used for any purpose other than that specified in the project proposal.
4. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department, or person without approval of the Ministry of Environment, Forest and Climate Change.
5. No labour camp shall be established on the forest land.
6. Sufficient firewood, preferably by the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
7. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
8. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
9. The User Agency shall pay additional amount of NPV as and when increased by the orders of Hon'ble Supreme Court.
10. The User agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable
11. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per provision under 1.21 of the Handbook of Forest (conservation) Act, 1980 and Forest Conservation Rules, 2003 (Guideline & Clarification), 2019, MoEF&CC.
12. Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests and wildlife.



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13. The Ministry of Environment, Forest and Climate Change may revoke/suspend the clearance, if implementation of any of the above conditions is not satisfactory. The State government will ensure compliance of these conditions through Forest Department.

The compliance in form of Undertaking is hereby submitted by Jio Digital Fiber Pvt. Ltd.

An early action in this regard will be highly appreciated.

Thanking in anticipation,

Yours Sincerely



Authorised Signatory  
Jio Digital Fiber Pvt. Ltd.