



File No: 9-HRC042/2020-NRO

Dated: 14/08/2020

To

Addl. Chief Secretary (Forests),  
Government of Haryana,  
Haryana Civil Secretariat  
Chandigarh.(fcforest@hry.nic.in)

**Sub: Diversion of 39.57 ha. of forest land in favour of Executive Engineer, Karnal Water Services Division, Karnal for Remodeling of Augmentation Canal from km 0.000 to 75.250 (In Reach 58.700 km to 75.250 km) to increase the capacity of canal under forest and District Karnal, Haryana. (Online proposal FP/HR/ IRRIG/41469/2019)- regarding.**

**Ref:** (i) State Government, Haryana letter no.Admn-D-3-9357/6356 dated 26.06.2020  
(ii) Nodal Officer Haryana letter noAdmn-D-3-9357/6955 dated 30.07.2020  
(iii) Minutes of the REC meeting held on 06.08.2020.

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 and recommendation of REC, **in-principle approval** is hereby conveyed for diversion of 39.57 hectares of forest land for the above mentioned project, subject to the following conditions:

- i) DFO to certify that 5,260 plants {39,570-34,300 (31200 plants in available space plus 3,110 existing trees) will be accommodated in the 14 NFL/nearby DFL sites for target plantation of 39.57 ha.
- ii) Mutate and transfer of non-forest land in favour of Forest Department and declared it as PF.
- iii) Cost of compensatory afforestation and addl. compensatory afforestation as per CA scheme may be realized from the user agency.
- iv) 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;
- v) 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](http://www.parivesh.nic.in).

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- vi) 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.
  - vii) **The Divisional Forest Officer shall furnish undertaking that the approved CA site(s) will not be changed without the approval of competent authority.**
  - viii) **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.**
  - ix) User Agency shall ensure that no other proposal in the division, for which Stage-I has already been granted in the past, is still pending for compliance of conditions of Stage-I approval. An Undertaking to this effect that "no such proposal for compliance of conditions of Stage-I approval is pending with this division" be submitted. Compliance of the same will be mandatory for the final clearance of this proposal by this office.
  - x) Latest water demand report of South Haryana submitted by the Irrigation Department to the Government be provided alongwith approval of the Government to enhance the capacity from 4500 cusecs to 6000 cusecs.
- 3. 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 6,649 trees and 10,000 plants;
  - 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 alter the approved sites without obtaining the permission of the competent authority;
  - vi) The CA will be carried out over 39.57 ha on non-forest land 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 ACA will be carried out over 20.00 ha on degraded forest land 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;
  - viii) The forest land will not be used for any other purpose than that mentioned in the proposal;
  - ix) 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;
  - x) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
  - xi) No damage will be done to the adjoining forest land;
  - xii) User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;

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- xiii) The user agency shall pay additional amount of NPV as and when increased on the order of Hon'ble Supreme Court;
- 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; and
- 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)

1. Copy to:-
2. The ADGF (FC), Ministry of Environment, Forests, Indira Paryavaran Bhawan, Jor Bagh, Aliganj, New Delhi. ([adgfc-mef@nic.in](mailto:adgfc-mef@nic.in))
3. The Pr. Chief Conservator of Forests (HoFF), Government of Haryana, Forest Department Haryana, Van Bhawan, Sector -6 Panchkula, Haryana. ([pccf-hry@nic.in](mailto:pccf-hry@nic.in))
4. The Nodal Officer (FCA), Government of Haryana, Forest Department Haryana, Van Bhawan, Sector -6 Panchkula, Haryana. ([cffcpanchkula@gmail.com](mailto:cffcpanchkula@gmail.com))
5. CEO, CAMPA O/o PCCF (HoFF), Government of Haryana, Forest Department Haryana, Van Bhawan, Sector -6 Panchkula, Haryana. ([haryanacampa@gmail.com](mailto:haryanacampa@gmail.com))
6. The Divisional Forest Officer, Forest Division and District Karnal, Haryana.
7. The Executive Engineer, Karnal Water Services Division, Karnal

Signature Not Verified

Digitally signed by C D SINGH  
Date: 2020.08.14 15:43:05 IST