



सत्यमेव जयते

भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FOREST & CLIMATE
CHANGEएकीकृत क्षेत्रीय कार्यालय, जयपुर / Integrated Regional Office,
Jaipur

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

पत्र संख्या-8 बी/राज/06/19/2020/एफ.सी.

दिनांक: 30th November, 2021

सेवामें,
शासन सचिव(वन),
सिविल सचिवालय, राजस्थान शासन,
जयपुर, राजस्थान।

(Online Proposal No: FP/RJ/ROAD/18883/2016)

विषय: Diversion of 4.47 ha forest land for widening and curve improvement on existing road alignment between chainage 17.350 Km to 19.600 Km of Kishangarh Hanumaangarh Mega Highway Project Village- Chakbeer, Tehsil- Roopangarh, District- Ajmer.

सन्दर्भ: शासन सचिव, राजस्थान का पत्रांक-प.1(38)वन/2020, जयपुर, दिनांक-
18.06.2020.

महोदय,

उपरोक्त विषयक संदर्भित पत्र का आशय ग्रहण करने का कष्ट करें जिसके द्वारा प्रश्नगत प्रकरण में वन (संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति माँगी गयी थी।

प्रकरण के परीक्षणोपरान्त केन्द्र सरकार उपरोक्त विषयांकित परियोजना हेतु 4.47 हे० वनभूमि के प्रत्यावर्तन एवं 00 वृक्ष के पातन की सैद्धान्तिक स्वीकृति (In-principle/Stage-I approval) निम्नलिखित शर्तों पर प्रदान करती है:-

1. Legal status of the forest land shall remain unchanged.
2. Compensatory afforestation shall be taken up by the Forest Department over an area of 4.47 ha non-forest land in Compartment No. 754, Village- Sawaipura, Teshil- Pisangan, District- Ajmer at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
3. The non-forest land proposed for CA shall be transferred and mutated in favour of State Forest Department.
4. The non-forest land which is transferred and mutated in favour of State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section- 4 or Protected Forest under Section- 29 of the

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Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act prior to Stage-II approval.

5. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
6. The State Government shall charge the Net Present Value(NPV) for the 4.47 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.
7. User Agency shall pay penal NPV as there is violation of the provisions of the Forest (Conservation) Act, 1980 in the instant proposal, penal NPV shall be applicable as per para 1.21 (ii) (a) and (b) of the guidelines for effective and transparent implementation of the provisions of Forest (Conservation) Act, 1980 released on 28/03/2019 vide Govt of India, Ministry of Environment, Forest and Climate Change letter No. F. No. 5-2/2017- FC.
8. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
9. User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
10. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
11. The user agency shall provide suitable under / over pass in Protected Area / Forest Area as per recommendations of CWLW / NBWL / FAC / REC.
12. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
13. No tree felling shall be involved in the implementation of this project.
14. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
15. The layout plan of the proposal shall not be changed without prior approval of Central Government.
16. No labour camp shall be established on the forest land.
17. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
18. 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.
19. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
20. 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.
21. The forest land shall not be used for any purpose other than that specified in the project proposal.

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22. 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.
23. The KML file of the area to be diverted and the CA areas 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.
24. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 11-42/2017-FC dt 29/01/2018.
25. 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.
26. All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal.
27. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

After receipt of compliance report on fulfillment of all of the above conditions from the State Government, proposal will be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980, by this office.

The order for transfer of forest land to user agency shall not be issued by the State Government till final approval order for diversion of forest land is issued by Government of India.

भवदीय
30/11/2021
(श्रेष्ठ कुमार वर्मा)
उप वनमहानिरीक्षक (केन्द्रीय)

प्रतिलिपि: (ई-मेल द्वारा)

1. उप वन महानिरीक्षक (आर.ओ.एच.क्यू.), भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इन्दिरा पर्यावरण भवन, जोर बाग रोड़, अलीगंज, नई दिल्ली-110003.
2. अपर प्रधानमुख्य वन संरक्षक (वन संरक्षण) एवं नोडल अधिकारी, वन विभाग, अरण्य भवन, झालाना इंस्टिट्यूशनल एरिया, जयपुर, राजस्थान।
3. उप वन संरक्षक, अजमेर, राजस्थान।
4. अधिशासी अभियंता, सार्वजनिक निर्माण विभाग (पीडब्ल्यूडी), अजमेर सर्किल, अजमेर- 305001, राजस्थान।
5. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, एकीकृत क्षेत्रीय कार्यालय, जयपुर को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।