

I/10941/2022



भारत सरकार/GOVERNMENT OF INDIA
एकीकृत क्षेत्रीय कार्यालय
Integrated Regional Office
पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest and Climate Change
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Dated: .09.2022

सेवा में,

अतिरिक्त मुख्य सचिव (वन)
 हिमाचल प्रदेश सरकार
 आर्म्सडेल बिल्डिंग, शिमला।
(Email:- forestsecy-hp@nic.in)

विषय: Diversion of 0.0112 ha of forest land in favour Commissioner MC Shimla for the construction of Ambulance road from Fire Bridge road for the building in Daizy Bank Estate Lower Jakhu Shimla ward No. 16 Kms 0/0 to 0/45, within the jurisdiction of Shimla (Urban) Forest Division Distt. Shimla, HP. (Online Proposal No. FP/HP/Road/74345/2020).

संदर्भ: नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.), हि0प्र0 के पत्रांक 48-5201/2020 (एफ.सी.ए.) दिनांक 21.09.2022.

महोदय,

उपरोक्त विषय पर संदर्भित पत्र का आशय ग्रहण करते हुए सूचित करना है कि प्रस्ताव में निम्नलिखित कमियां पाई गयी है। अतः राज्य सरकार निम्न बिन्दुओं पर आवश्यक सूचनाएं प्रेषित करने का कष्ट करें, ताकि अग्रिम कार्यवाही सुनिश्चित की जा सके:-

1. It has been observed from the past experience that Hon'ble High court, Hon'ble NGT and Hon'ble Supreme Court are very much concerned for felling of trees in Green/ Core area of Shimla. Therefore, the State Govt. may review the proposal in the light of directions of Hon'ble Courts and provide the comments as well.
2. The state Govt. should scrutinize the alternatives in more details and must give complete justification establishing its inescapability for locating the project in the forest area.
3. It has been observed from the KML file that, the beneficiary village (US Club) is already connected to the road from all side. Moreover, within the periphery of 35 m to 70 m of proposed road, existing road are clearly visible in the KML file. This clearly shows that the road is proposed for the benefit of 2-4 household only. Therefore, State Govt. may review the proposal and justify the requirement of said road in detail.
4. As per the alignment shown in the KML, Starting and End points are not clear and the proposed road is not connected/linked with any existing road. Moreover, it is also observed from the KML file that this road is not directly benefiting the marked beneficiary villages/household (US club). Therefore, State Govt. may provide the correct KML file accordingly.
5. It has been observed from KML file that the terrain of proposed site is in hilly/slopy. The State Govt. may provide details regarding the mitigation measures to be adopted to arrest the accelerated soil erosion/land slide during and/or after execution of the project. Additionally, the State Govt. may submit Soil and Moisture Conservation Plan along with detail cost of its implementation as per MoEF & CC vide letter No. FC-11/43/2021-FC dated 07.06.2022.
6. Four numbers (04) of important trees are proposed for felling. The User agency may explore the possibilities to reduce the proposed felling to "Nil" to save ecology & environment of the area. Therefore, State Govt may submit the comments in view of order of Hon'ble NGT in Original application No.297/2022 (I.A No. 90/2022) dated 12.05.2022 directions.

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7. The proposal involves 4 no. of trees. However, perusal of KML shows that the proposed alignment is passing through dense forest. Therefore, the exact enumeration of trees duly authenticated by DFO concerned may be provided.
8. The Geo-coordinates mentioned in the Geo referenced map are falling in circular road. Therefore, State Govt. may review and rectify the same.
9. The population and number of household detail of buildings in Daizy Bank Estate Lower Jakhu Shimla who are not connected to ambulance road yet may be provided.
10. In Part-I, B-2.1, name of Forest Division involved is mentioned as "Shimla MC". Therefore State Govt. may review and rectify the same accordingly.
11. Undertaking regarding the FRA certificate has been submitted, however the name/title of the proposal is not mentioned. Same needs to be submitted which is duly authenticated by DFO concerned.
12. FRA Certificate along with all prescribed annexures including records of all consultations & meetings with ward members of all concerned ward are required to be submitted.
13. It is submitted by the State Govt. that the Extra/Remaining Muck will be dumped in Approved Dumping sites of M.C Shimla. Therefore, State Govt. may submit the remaining capacity of Approved Dumping sites. Also, submit an undertaking that no muck/debris will be stacked in open areas, neither dumped in the forest areas.
14. Most of the documents (Muck Management Plan, Certificate of length and width etc.) are not duly authenticated by DFO concerned. Same may be reviewed and uploaded on the PARIVESH portal.
15. The project approval document issued by Competent Authority may be provided.
16. The revised NPV calculation sheet/bill as per revised NPV rates by MoEF & CC dated 06.01.2022 may be provided.
17. In part-II, Column-14, geographical area of district may be reviewed and rectified
18. Layout Plan/Line Plan showing RoW along with chainage wise detail may be provided.
19. Certificate of Unavoidable and barest minimum of the Forest land for the DA has not been submitted. Same may be reviewed.
20. The detailed area calculation sheet showing Length, Width of road may be provided.

यदि चाही गई सूचना पत्र जारी होने की तिथि के 60 दिनों के भीतर (अधिकतम 90 दिन) इस कार्यालय में प्राप्त नहीं हुई तो प्रस्ताव को निरस्त किया जा सकता है।

भवदीय,
ह0/-
(सत्य प्रकाश नेगी)
क्षेत्रीय अधिकारी

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित:-

1. नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.), हिमाचल प्रदेश सरकार, वन विभाग, टालैंड, शिमला (E-mail: nodalcahp@yahoo.com).
2. वन मण्डल अधिकारी, शिमला वन मण्डल, जिला-शिमला, हिमाचल प्रदेश (E-mail: dfoshi-hp@nic.in).