

No. RK/ACL/ 5072  
HP. Forest Department

Dated Nalagarh, the 01-12-2023

From: DFO Nalagarh (HP)

To: CF Solan, HP

Subject: -

Diversion of 1.61 hectare of forest land in favour of Baddi-Barotiwala-Nalagarh Development Authority, EPIP Phase-I, Jharmajri, Baddi Distt. Solan, H.P for the up-gradation of road in front of ACL factory situated at Bir-Plassi Nalagarh, within the jurisdiction of Nalagarh Forest Division, Distt. Solan, HP.

Memo:

Please refer to MOEF&CC, Shimla office letter No. I/58279/2023 dated 23/11/2023 received through Parivesh Portal on the above cited subject.

2. The Pointwise compliance to the observation is submitted as under:-

S. No.	Comments/observations	Compliance
1	In reply to S. No. 1 REPLY NOT ACCEPTED the State Govt. need to upload the NPV bill of the proposed forest land as per MoEF&CC direction 06.01.2022	The revised NPV bill of the proposed forest land as per MoEF&CC direction 06.01.2022 has been prepared and uploaded against Part-II [Additional Information detail] (copy enclosed herewith).
2	Since, it is established that the violation has been done before making application, hence it is violation of IFA 1927. Hence, as per the provision of FC 80 and guidelines (1.21), action may be initiated against the official(s) involved in execution of the work as per 3B of FC80. The DFO concerned to file the Case in the appropriate Court in view of the guideline from Ministry of Environment, Forest and Climate Change (Forest Conservation Division) vide letter no. 11/113/2022-FC-Part(1) dt. 15.05.2023	In this regard it is submitted that case has already been filed before the Court of Chief Judicial Magistrate, Nalagarh (Case No. 1/2022) for violation of IFA 1927. The next date of the case is 27/12/2023. Further action will be taken as per decision of the Court. It is further submitted that the Dy. Director of Industries was requested to identify such personnel of HPSIDC who were directly responsible for the violation vide this office letter No. RK/ACL/1357 dated 30/04/2022. The Dy. Director of Industries has supplied the list of staff posted at Division Office Baddi & H.O Shimla, who were involved in execution of the work during the year 2006-08 vide his office letter No. HPSIDC/EE-bdi/Gen./021-400 dated 07/06/2022.

	Recommendation regarding suitable action to be taken against the officers/officials of HPSIDC as per section 3B of Forest Conservation Act, 1980 in accordance with provisions of the Act was sent to CF Solan vide this office letter No. I/142713/2022 dated 29.06.2022.
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This is for favour of information and further necessary action

please.

Encls: As above:

*HS*  
Divisional Forest officer,  
Nalagarh, Forest Division  
Nalagarh Distt. Solan, HP. *OK*  
*01/12/23*

# Case Status : Search by Case Number

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Chief Judicial Magistrate, TC Nalagarh

Serial Number	Case Type/Case Number/Case Year	Petitioner versus Respondent	View
1	Indian Forest Act./1/2022	State of HP through Range Officer Versus Director of Industries	<a href="#">View</a>

## Chief Judicial Magistrate

Case Details

Case Type	Filing Number	Filing Date	Registration Number	Registration Date	CNR Number
Indian Forest Act.	965/2022	23-02-2022	1/2022	23-02-2022	HPSO110009652022

Case Status

First Hearing Date	Next Hearing Date	Case Status	Stage of Case	Court Number and Judge
13-July-2022	27-December-2023	Pending	Service	4-Judicial Magistrate First Class

**Petitioner and Advocate**

- 1) State of HP through Range Officer

Advocate - APP

**Respondent and Advocate**

- 1) Director of Industries
- 2) Superintending Engineer
- 3) Executive Engineer
- 4) The Assistant Engineer

- 5) The Site Engg.
- 6) Rakesh Vij
- 7) M/S Asian Cement Company
- 8) M/S Aimil Pharma
- 9) M/S Purna Pharma
- 10) M/S Rupana Paper Mills

Acts

Under Act(s)	Under Section(s)
Code of Criminal Procedure, 1973	32 and 33 IFA

## Case History

Registration Number	Judge	Business On Date	Hearing Date	Purpose of hearing
1/2022	Judicial Magistrate First Class	13-07-2022	16-11-2022	Proper Orders
1/2022	Judicial Magistrate First Class	16-11-2022	29-03-2023	Proper Orders
1/2022	Judicial Magistrate First Class	29-03-2023	17-08-2023	Service
1/2022	Judicial Magistrate First Class	17-08-2023	27-12-2023	Service

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**Revised Net Present Value Bill**


This is to certify that 1.61 Ha land bearing Survey No. 53A/12, Compartment No. C-3 of DPF BIR PLASSI (Nalagarh Range) of Village Bir Plassi is used for up-gradation of road in front of ACL factory situated at Bir-Plassi 0/0 to 2/300, Tehsil Nalagarh, District Solan, H.P.

Division	Village	Forest Area in Sq.M	Density	Eco-Class	Category	Forest Area (Ha).	Net Present value per Ha. (Rs)	Total Amount (Rs.)
Nalagarh	Bir Plassi	16100	0.1	III	Tropical Dry Deciduous Forest	1.61	9,57,780	15,42,026

It is also certified that the amount of Net Present Value of Forest Land is calculated and found to be Fifteen lakhs forty two thousand twenty six only (Rs.15,42,026/-) is exactly as per the rates approved by the Ministry of Environment, Forest and Climate Change, GOI vide File No.5-3/2011-FC(Vol-I) dated 06.01.2022.

Place: Nalagarh  
Dated: 28/11/2023

  
Range Forest Officer,  
Nalagarh, Distt. Solan, HP.

  
Division Forest Officer,  
Nalagarh, Forest Division,  
Nalagarh, Distt. Solan, HP.