

No.FCA/ 797 /
H.P. Forest Department.

Dated D/Shala, the/ 30/05/25 /

From: D.F.O. Dharamshala. To: C.C.F. (T) Dharamshala.

Subject: Diversion of 0.6345 Ha. of forest land in favour of HPPWD for the construction of Link Road to Village Dhundni Mata (Rd 0/0 to 1/003 Km), within the jurisdiction of Dharamshala Forest Division, Distt. Kangra, H.P. (Online Proposal No. FP/HP/Road/144478/2021).

Memo :

Kindly refer to the Observations raised by Regional Officer, Sub Office Shimla (Regional Office Chandigarh), Ministry of Environment, Forest and Climate Change, CGO Complex, Shivalik Khand, Longwood, Shimla 171001 vide letter No. FC/HPB/06/21/2022 dated 12.01.2024 on the subject cited above.

2. The point wise reply to the observations furnish as under :-

Sr. No.	Observation	Reply
1.	Since the list of 2183 road proposals have been given by the HPPWD to the Hon'ble High Court, wherein violation of FCA 1980 (now Van (Samrakshan Evar Samvardhan) Adhiniyam, 2023) is involved, the status of the remaining proposal for regularization of encroachment and violation of FCA is required to be given and All remaining proposals need to be submitted in a time-bound matter within next 6 months' time.	As submitted by the User Agency, the proposals for regularization of violation of FCA related to the HPPWD Kangra Division are under process and the work was delayed due to implementation of Model Code of Conduct for the Lok Sabha Elections in the State of Himachal Pradesh. There are 18 number of roads constructed under Violation. The status of the remaining proposals is attached herewith. It is submitted that balance roads shall be submitted at the earliest.
2.	These cases involve regularisation of encroachment and violation of FCA and since the road cannot be constructed without having physical and financial sanction of the competent authority, therefore State Govt is required to take legal action against the officials responsible for issuing physical/financial sanction under Section 3A and 3B of the Van (Sanraksham Evar Samvardhan) Adhiniyam, 2023 and submit action report in this regard.	It is submitted that only trace of the road has been constructed by the local people. No further work has been done without having physical and financial sanction of the competent authority. These roads have been constructed in public interest, so may be regularized accordingly as per directions of Hon'ble High Court of Himachal Pradesh.

3.	<p>The State Government is required to examine the role of forest officials and their failures in not getting the work stopped and taking action taken in time and letting the violation go. Action taken in this regard needs to be submitted</p>	<p>As per Census 2011, there are 412 persons living in the village and the same track is used by the people for decades. There already exist a Gair Mumkin Gohar in the proposed alignment. It is further mentioned that no felling of trees has been done in the said road.</p>
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It is therefore, requested that the necessary approval for the diversion of 0.6345 ha of forest land for the construction of above mentioned road may kindly be obtained from the Govt. of India under Forest (Conservation) Act, 1980 and conveyed to this office.

Encl: as above


 Divisional Forest Officer,
 Dharamshala Forest Division,
 Dharamshala.