



**OFFICE OF DEPUTY CONSERVATOR OF FORESTS,  
HAMIRPUR FOREST DIVISION, HAMIRPUR, HP, 177001,  
Phone & Fax 01972-224922, e-mail - [dfhamirpur@gmail.com](mailto:dfhamirpur@gmail.com)**

No\RK\15069

dated 27/12/2022

From:- DCF Hamirpur.

To:- Addl PrCCF Hamirpur.

Subject:- Diversion of 0.0422 ha of Forest Land for c/o of Panyali to Nugran Road, KM 0/0 to 2/0, within jurisdiction of Hamirpur Forest Division.

Memo:

Kindly refer to Deputy Inspector General, Regional Office (North Central Zone), Dehradun letter no. 8बी/एच. पी./06/72/2020/एफ. सी./934 dated 15.06.2020 on the subject cited above.

In this context, it is intimated that the observation pointed vide communication refer to above have been attended and point wise reply is furnished as per detail given below:-

1. The villages have been mentioned in KML file.
2. Proposed alignment is upto end point of Village boundary for covering entire population and accordingly the KML file has been uploaded
3. The RD wise detail has mentioned in Joint inspection report which was already attached with the proposal folder, however copy of the same is enclosed herewith.
4. The revise bill of Penal NPV w.e.f. the year 2000 is enclosed herewith.
5. The case has already been report in the CWP No. 5600/2012 and is now pending for regularization.

Therefore, three nos. project proposal folders are sent herewith for information and necessary action please.

Encls:- As Above.

Deputy Conservator of Forests,  
Hamirpur Forest Division,  
Hamirpur.

Endst. No. 15070 / Dated Hamirpur, the 27/12/2022

Copy to

1. The Executive Engineer, Barsar Division, HPPWD for information.

Deputy Conservator of Forests,  
Hamirpur Forest Division,  
Hamirpur.

**HIMACHAL PRADESH  
PUBLIC WORK DEPARTMENT**

No.:- PW/BSR/DA/forest case/2023. 19379

Dated:- 16/2/2023

To

The Divisional Forest Officer,  
Hamirpur Forest Division,  
District Hamirpur.

**Subject: -** Diversion of forest land 0.0422 hectare of forest land in favour of HPPWD for the Construction of link road Panyali to Nugaron, Km. 0/0 to 2/0 under PMGSY, within the jurisdiction of Hamirpur Forest Division, District Hamirpur, Himachal Pradesh. (Online Proposal Number FP/HP/ROAD/15823/2015).


**Reference: -** Regional Office Letter No. 8B/HP/06/72/2020/FC/934 Dated 13/08/2020

Sir,

This is with reference to the subject cited above. In this connection it is submitted that we have attended the shortcomings noticed in above proposal. The observations have been corrected as per your requirement. The Point wise reply to the observations is as under:-


Sr. No.	Deficiencies	Compliance to the Deficiencies
1	The location of villages proposed to be benefited may be marked over KML file uploaded in online Part-I.	Now benefited villages has been marked in the KML file and also uploaded online in Part 1.
2	It appears that the alignment proposed beyond the boundary of target village in the KML. Hence, the state govt. may submit their justification in this regard and also make it upto boundary of village in forest land.	Proposed Alignment is upto end point of village boundary for covering entire population. In this alignment from RD 0.00 to 0.066 Km is in forest land (0.0422 Hectare) whereas rest of the alignment from RD 0.066 to 2.00 Km is in Non-Forest Land (1.1616 Hectares). In this regards, KML file has been uploaded online in Parivesh portal with distinct colors showing forest and non-forest land involved in the proposal.
3	The broken area is 0.0422 ha i.e. (The whole length) but the RoW is not mentioned anywhere in the proposal. Therefore, the State Govt. may mention the RoW in this regard.	In this regards RD wise detail has been mentioned in Joint Inspection report which was already attached with the proposal folder. Photocopy of JI also enclosed with this letter.
4	State Govt. may submit the Penal NPV calculation after incorporating 12% simple interest from the year 2000 to till the deposit is made.	This observation pertains to your good office.
5	In view of guideline Para 1.21 (ii) (c) & (d) State govt. may submit the action taken report	This observation pertains to your good office.

It is, therefore, you are requested that the proposal may please be forwarded to the concerned higher office at the earliest.

  
Executive Engineer,  
Barsar Division,  
HPPWD Barsar (H.P.)  
*13/2/2023*  
*Hamir*

**SUBMISSION OF REPORTS BY THE COMMITTEE CONSTITUTED VIDE JUDGEMENT OF THE HON'BLE HIGH COURT OF H.P. IN C.W.P. NO. 5600 OF 2012 DATED 5/9/2013 REGARDING CONSTRUCTION OF ROAD IN VIOLATION OF FCA 1980.**

Sr. No.	Name of Circle:	
1	Name of District:	Hamirpur
2	Name of Division:	Hamirpur
3	Name of Tehsil:	Hamirpur
4	Name of Range:	Nadaun
5	Name of road including kilometres from -to -:	Barsar
6	Total length of the road for which forest land has already been broken/ constructed passing through the forest and private area:	C/O Panyali Nugran road, Km. 0/0 to 2/0.
7	Length of the road and extent ( in hectare ) passing through forest:	0/0 to 0/066=0.066 Kms. ( Violation in forest land) 0/066 to 2/0= 1.934 Kms. ( Private land)
8	Dates of starting and completing the work:	Length of the road in forest land= 0.066 Kms. Area of the road in forest land=0.0422 Hectare.
9	Name of the organisation which constructed the road:	Date of starting:- June,2000      Date of completion:- Work incomplete.
10	Details of damages caused to bio-diversity including number of trees felled other than braking the earth ( which is already covered under point 5 above )	HP PWD Division Barsar District Hamirpur ( H.P.)
11	Details of the soil coservation / engineering works necessary on the upper and lower sides of the road for its strengthening and avoiding land slides:	No damage to bio-diversity including felling of trees has been caused.
12	Estimated expenditure for carrying out these engineering works:	(1) The stretch of the road in which the road has been constructed in violation of the FCA is levelled one, where the possibility of land slides etc. does not exist. However, the HP PWD proposes to carry out the plantation work in the rainy season as a part of its annual plantation drive. (2) Soil coservation, Nallah chanelisation, water nds. by forest department.
13		(1) Rs. 0.50 Lacs. (2) Rs. 1.50 Lacs. Total:- 2.00 Lacs.

  
 Executive Engineer  
 E. S.R. Division H.P.P.W.D.  
 Barsar

14	<p>Recommendations of the committee ( should include length in kilometres, extent of forest land additionally required for completing the work, expenditure to be incurred on engineering/vegetative works necessary for stabilizing the soil/boulders on upper and lower sides of the road etc. ):</p>	<p>The Committee recommend a for regularization of on all road length 3m. included in regulation of Dec 1980. The said forest area awarded in 1980 had. The work implementation for primary regulation run in the 2 or 3 years.</p>
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Signature of Committee

Chairman  
 Divisional Forest Officer,  
 Hamirpur Forest Division,  
 Hamirpur ( H.P. )

Member  
 Representative of Deputy Commissioner,  
 ( S.D.M. )

Member Secretary  
 Executive Engineer of the area

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 11/02/14

AH  
 Executive Engineer  
 E.S.R. Division H.P.P.W.D.,  
 Barsar

**Bill on account of penalty for violation equal to the NPV of 0.0422 ha. Of forest land w.e.f. the year 2000 plus 12% simple interest till the deposit is made 0.0422 ha. Forest land proposed for diversion for construction of Panyali Nugran link road**

User Agency - Executive Engineer HPPWD Barsar Division at Barsar Distt Hamirpur, HP

Area of calculation of penal NPV	No. of trees involved			Trees per Ha.	Density	Forest cover %age	Rate Applied	Total amount of NPV
	Saplings	Below III	Above III					
0.0422	0	0	0	0	0	0	Penalty for one year 1005210	42419.862
							Penalty for 23 year	42419.862
							Simple interest @ 12% per annum	975656.826
							Simple interest @ 12% for five years	117078.8191
							<b>Total</b>	<b>2692812.84</b>
							<b>200% of total Penalty</b>	<b>733700</b>

Note: The area falls under Eco Class V Oper Forests. This is in accordance with Hon'ble Supreme Court of India order dated 28.03.2008

Deputy Conservator of Forests,  
Hamirpur Forest Division, Hamirpur, HP

