

**H.P. Forest Department.  
Mandi Forest Circle, Mandi**

From: CCF(T) Mandi.

To: Nodal Officer-cum-APCCF (FCA),  
O/o Pr.CCF H.P Shimla.

**Subject: - Diversion of 4.6147 ha. of forest land in favour of HPPWD for construction of Gani to Bhorni Nala Road within the jurisdiction of Nachan Forest Division, at Gohar Distt. Mandi HP.(Online Proposal No. FP/HP/Road/41345/2019).**

Memorandum:

Kindly refer to GoI, Sub-Office Shimla, Regional Office Chandigarh, MoEF& CC, CGO Complex, Shivalik Khand, Longwood HP Shimla office letter No. 8B/HP/227643 dated 12.01.2024 on the above cited subject.

The point wise reply with regard to the observations raised vide above referred communication is submitted by DFO Nachan & User agency in annotated manner, detail as under: -

Sr. No.	Eds raised	Reply to eds
I	The cases involve regularization 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 the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 2023 and submit action taken report in this regard.	In this regard, DFO Nachan has intimated that, Gani to Surandhi Nalla Bridle path repair work has been done by the Forest Department during 2015-16 and 2016-17 under 2406-01-07-01. Soon Maintenance/repair of building/road and path under NPV Scheme and Rs. 4.0 lakh have been incurred for the repair of aforementioned bridle path (copy of the sanction is enclosed herewith for ready reference and also uploaded on PARIVESH in reply letter). So far as, the question with regard to physical and financial sanction of the competent authority is concerned, the undersigned is competent for purchase /procurement of material etc. for execution of all works funded by State Govt. up to 10.0 lakh. Hence, no legal action is required of to be taken against the officials under Section 3A and 3B of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 2023.
II	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 in this regard needs to be submitted.	In this regard, DFO Nachan has reported that the Forest Department has repaired the above bridle path only from the forestry point of view i.e. patrolling and protection of forests as well as forest fire and other happenings i.e. smuggling, theft of timber etc. As per the sanction received from the competent authority this road is to be constructed from Gani to Bhurni Nala in the public interest and HPPWD had made a survey of this road. The HPPWD authorities has explored this alignment

		for the construction of this road as per the sanction received from the Govt. of HP. So far as the question of role of forest officials and their failure in not getting the work stopped and taking action in time is concerned it is submitted that this bridle path has only been repaired by the Forest Department from forestry point of view. As such no violation occurred for the repair of this Bridle path.
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It is therefore, requested that the necessary approval for the diversion of above land may kindly be obtained from the competent authority and conveyed to this office please.

Chief Conservator of Forests,  
Forest Circle, Mandi, HP.