



**वन विभाग हिमाचल प्रदेश**  
**Himachal Pradesh Forest Department**  
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From: Conservator of Forests,  
Chamba-176 310.

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

**Subject:- Diversion of 3.2808 hectare of forest land in favour of HPPWD for the construction from Saila mathla to Luhani (0/000 to 5/205 Kms) within the jurisdiction of Dalhousie Forest Division Distt. Chamba H.P.**

**Memo:**

Kindly refer to GoI, MOEF &CC, IRO Shimla letter No. FC/HPB?06/94/2022 dated on the subject cited above.

2. In this connection, it is submitted that the observations as raised vide GOI, MOEF letter reference have been attended by the User Agency as well as DFO Dalhousie, the point wise reply to the EDS is given as under: -

S. No.	Observation	Reply
1.	<p>The Joint Inspection Report revealed that Road has been constructed by the HPPWD, without prior approval of the Govt. of India. Therefore, in view of above, following clarification/justification may be provided: -</p> <p>i) The Action Taken Report against the violators as per Para 1.21 (i) and/ or (ii) of FCA Guidelines may submitted/ uploaded in the portal</p> <p>ii) Action taken by the State Government against the officials concerned for not being able to prevent the use of forest land for non-forestry purpose without prior approval of Govt. of India.</p> <p>iii) State Govt. may provide the present status of the violation whether the work is continuing or halted</p> <p>iv) The column/table in Part-II, Para-11 may also be filled up.</p> <p>v) State Govt. may clarify whether the proposed road is under the list of 2183 roads. If yes, then provide the complete legible list of 2183 roads</p>	<p>DFO Dalhousie has reported that there is no violation has been made the User Agency, the said road was constructed by the Emperor/Raja of Chamba Riyasat during the 1920. As a proof of this, revenue papers have been uploaded on the portal. Also, DFO Dalhousie submitted that there</p> <p>Hence the sub-Point No. (i to vii) of this point are not applicable.</p> <p>It is also clarified that this proposal is not listed in the violation cases of 2183 roads.</p>

	<p>provided by HPPWD to Hon'ble High Court of Himachal Pradesh constructed in violation of FCA, 1980 highlighting the Sl. No. and name of the road of the extant proposal.</p> <p>vi) Copies of the Orders of the Hon'ble High Court of H.P. which clearly finds mention of regularization of 2183 roads which have already been constructed in violation of the provisions of FCA, 1980</p> <p>vii) The Penal NPV calculation sheet/bills as per revised NPV rate by MoEF &amp; CC dated 06.01.2022 may be provided.</p>	
2.	<p>In part-II, para-6, it is mentioned that the terrain is hilly and after examination of KML file, it also appears that the diversion area is having slightly steep and prone to erosion. Therefore, State Govt. may provide details of the mitigation measures to be adopted to arrest the accelerated soil erosion/land slide during/after execution of project. Additionally, the State Govt. may submit Soil and Moisture Conservation Plan along with detail cost of its implementation as per MoEF &amp; CC vide letter No. FC11/43/2021-FC dated 07.06.2022</p>	<p>Undertaking of Soil Moisture Conservation Plan has been uploaded by the User Agency in online Part-I.</p>
3.	<p>The private land (non-Forest) is also included in the proposal. Therefore, consent of the private land owners by way of sale/Gift Deed/ NOC or any other form is also required to be uploaded</p>	<p>Gift deed documents have been uploaded against additional information in online Part-I.</p>
4.	<p>The FRA Certificate has been provided, however all prescribed annexures including records of all consultations &amp; meeting with Gram Sabha (s) &amp; FRC(s) of all the concerned villages may be submitted</p>	<p>Record of FRA consultation data with FRA certificate has been uploaded in online Part-I.</p>
5.	<p>The Muck dumping sites are proposed in forest land. The suitable non-forest land/private land may be explored for disposal of muck. State Govt. may also provide the list of standing trees in the dumping sites, if it is in forest land.</p>	<p>DFO has submitted that no suitable non forest land is available for dumping sites for above said road.</p>
6.	<p>The three numbers of dumping sites have been proposed in the proposal, however no dumping site is marked on the KML file. Therefore, the revised KML file showing all the proposed components may be submitted.</p>	<p>Revised KML file showing dumping sites on has been uploaded on the portal please.</p>



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7.	Layout Plan and KML file showing all the components (Forest land/non-forest land/Violated part) with distinct colours duly authenticated by the concerned DFO is required to be submitted and the same shall be uploaded on the PARIVESH portal as well.	KML file accordingly has been revised and uploaded against appropriate column.
8.	Muck Management plan has not been submitted. Therefore, State Govt. may provide the Muck Management Plan with all details, swell factors etc. in tabulated form. State Govt. may submit the same duly authenticated by DFO concerned.	Revised muck Management Plan has been uploaded in Part-I against add on the portal by the User Agency.
9.	Large number no. of Ecologically important trees (Quercus leucotrnchophora) and (Rhododendron arboretum) are proposed for felling. Therefore, possibility of reducing the numbers of trees to be affected may be explored or rationalization to be done in the layout of the proposal to reduce green felling. Further, a list of trees which are required to be felled and retained may be provided	DFO Dalhousie has submitted that all efforts will be made to reduce the number of trees for felling during the construction of road.
10.	The Eco- class is mentioned in part-II, 4 (i) as "V" and NPV calculation has been also been calculated as per Eco-class. However, in view of species involved Eco-class for the proposed project site seems to be "VI". Therefore, same may be reviewed and proper Eco-class and NPV calculation accordingly may be uploaded and submitted.	Revised NPV Bill has been uploaded in online Part-II against additional information.
11.	The project approval document issued by Competent Authority may be provided	Project Approval document has been uploaded on the portal against additional information by the User Agency.
12.	i)The status of proposed CA land may be provided, whether it is a Govt. Waste land declared as UPF under HP Govt. notification, 1952 or is notified as UPF/DPF under IFA, 1927 and is in possession of State Forest department or not. The copy of relevant document may be provided.  -----	DFO Dalhousie based on the record, it is clarified that the Status of Proposed CA Land is DPF, Its degraded Forest Land.  -----

	ii) State Govt. may submit document regarding the suitability of land for CA in lieu of forest land proposed for diversion in terms of its vicinity to the area being proposed for DA and/or contiguity with the existing forest area and also ensure the manageability as per the latest Guidelines of MoEF & CC vide letter No. 11-423/2011-FC dated 13.07.2022.	ii) Site Suitability certificate of DFO Dalhousie has been uploaded by DFO against column 13(v) in Part-II on PARIVESH Portal.
	The revised NPV calculation sheet/bill as per revised NPV rates by MoEF & CC dated 06.01.2022 may be provided	The revised NPV Calculation as per revised NPV rates dated 06.01.2022 has been uploaded on the portal in Part-II.
	As per the DSS analysis, the Proposed DA is 3.2808 ha however, the calculated area is 1.04 ha. Therefore, State Govt. may review the difference in proposed DA area and calculated area	KML file has been revised for area 3.2808 hectare and been uploaded on the portal against appropriate column.

**Conservator of Forests,  
Chamba Forest Circle, Chamba**

Copy to:

✓ DFO Dalhousie with reference to his office Memo. No 9643 dated 21.02.2024