



H.P. Forest Department
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From: C.F. Nahan.

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

Subject: Diversion of 6.2255ha land in favour of Sh. Tapender Singh Saini, Village Shubhkhera, Teh. Paonta Sahib, Distt. Sirmour, Himachal Pradesh for the extraction of Sand, Stone and Bajri from Yamuna River bed area, within the jurisdiction of Paonta Sahib Forest Division, Distt. Sirmour, HP (Online No. FP/HP/MIN/30477/2017).

Memo:

Kindly refer to your office memo No. Ft.48-3694/2017(FCA)-304924/2023 dated 23.12.2024 on the subject cited above.

2. In this regard vide above referred letter the point wise reply of observations is given as under:-

S r. N o.	Observations	Reply
1.	The certificate of distance has been provided at Sr. No. 20 of Part-I but it has not been clarified whether this is aerial distance or road distance shown in KM. A certificate showing the aerial distance of the project from the PA & ESZ be provided.	In this connection user agency has intimated that the aerial distance of the proposed mining site from the PA i.e. Asan conservation Reserve is about 8.47 Kms and as per Pr.CCF(WL) UK letter No. 20/12-1 dated 03.07.2023 address to Nodal Officer-cum-APCCF(FCA) HP stated that, 'The nearest distance is 8.47 kms and the said project is not likely to have any adverse impact on the conservation reserve'. Copy of the letter already uploaded at Sr. No. 20 in additional information of Part-I.
2.	The Govt. of India has stated that Colonel Sher Jung National Park has been re-notified and has asked further for its aerial distance, but in reply of point No. 3, a document regarding Kalesar National Park & Wildlife Sanctuary Kalesar has been found uploaded. Further, aerial distance of Colonel Sher Jung National Park has not been given in the said document as uploaded at Sr.	The User agency intimated that he has already uploaded the distance certificate from Colonel Sher Jung National Park at Sr. No. 18 in additional information of Part-I. Despite of this, user has submitted the report of Pr.CCF(Wildlife) Haryana in lieu of distance certificate from Kalesar National Park/Wildlife Sanctuary in which concerned authority stated that "the Govt. of India has declared Kalesar National Park and Kalesar Wildlife Sanctuary as Eco-Sensitive Zone vide number 1485(A) dated 22.04.2016".

	No. 21 of online Part-I.	Accordingly, user agency has prepared the distance map as per GPS location of the ESZ mentioned in the above notification which showing the distance of the same and uploaded at Sr. No. 28 in additional information of Part-I.
3.	The document as uploaded at Sr. No. 21 is not showing the distance of Kalesar Wildlife Sanctuary. The document regarding showing aerial distance be provided. Further, the Govt. of India has also asked for the comments of CWLW and same is not found uploaded. The comments of CWLW of Kalesar Wildlife Sanctuary may also be provided.	Needful has been done by user agency as mentioned in point No. 2 including comments of CWLW of Haryana.
4.	The map as uploaded against Sr. No. 21 is showing the various PA surrounding of the proposed project is not clear. A copy of digital map showing each PA and their finally notified ESZ in light of recent order dated 03.06.2022 of Hon'ble Supreme Court be provided alongwith the list of such sanctuary and their aerial distance.	The revised map is attached showing distance from the ESZ Kalesar National Park and Kalesar Wildlife Sanctuary uploaded at Sr.No. 28 in additional information of Part-I and for rest of PAs i.e. Asan conservation Reserve & Colonel Sher Jung National Park, the distance has been already mentioned from the protected area & ESZ respectively.
5.	Lump Sump amount @ 0.2% is only required to be deposited, if the proposal has been approved Stage-I and user agency fails to prepared WLMP, but this case has not been approved Stage-I as yet. Therefore, it is not clear that there is a lot of time to prepare WLMP. The WLMP should be prepared and the cost as per WLMP should be deposited in Ad-hoc CAMPA after Stage-I approval. An undertaking to submit WLMP and its cost should be provided with the proposal.	In this connection user agency has intimated that the undertaking regarding payment of 2% project cost has already been uploaded at Sr. No. 23 in additional information of Part-I and also stated that 'he had submitted his case online dated 28.11.2017 which is now more than six years & his case has been returned/rejected with new observations, whereas as per guideline of FCA says that the concerned department can raise the observations only once". Moreover, user agency further intimated that preparation of Wild Life Management Plan(WLMP) is still awaited and shall be a reason for further delay & the case which has already elapsed 6 years. Therefore, the payment of 2% project cost will be deposited accordingly.
6.	Reply as submitted w.r.t. Point No. 8 is not acceptable. The observation be read carefully	User agency has intimated that despite getting Environment Clearance user agency did not do any work related to mining till date and EC was

	and the clarification as sought by Govt. of India be provided accordingly.	applied by them as per requirement/condition of FCA clearance. They have further given an undertaking that no mining activity whatsoever will be initiated before the final FCA approval in the case is received. Undertaking has been uploaded at Sr. No. 26 in additional information detail of Part-I.
7.	The component wise detail has been provided against Sr. No. 23 of Part-I. The component as shown in the Para 2.4 of Part-I should accordingly be corrected.	Needful has been done by user agency.
8.	DR report as uploaded against Sr. No. 22 is not in a format. The file as uploaded is not able to open. It may be uploaded against.	The user agency uploaded the revised DSR report at Sr. No. 29 in additional information of Part-I.

This is for your kind information and necessary action

Conservator of Forests
Nahan Forest Circle Nahan.