



ଓଡ଼ିଶା ସରକାର

GOVERNMENT OF ODISHA

ବନଖଣ୍ଡ ଅଧିକାରୀ ତଥା ବନ୍ୟପ୍ରାଣୀ ଡଭାବଧାରକଙ୍କ କାର୍ଯ୍ୟାଳୟ, କଟକ ବନଖଣ୍ଡ , କଟକ
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Memo No 10341 /5F (Forest Diversion) 60/2018

Dated, Cuttack the 24th November, 2023.

To

The Regional Chief Conservator of Forests,
Angul Circle, Angul.

Sub: -

Proposal for Diversion of 0.433 hectares of forest land for MS/HSD Retail Outlet in village Nizigarh and Madhapur by M/s Pradeep Mining & Construction Pvt. Ltd. Odisha.

Ref: -

(i) Your good office memo No.2247 dt.21.06.2023.

(ii) Letter No. PMC/59/23-24 dt.03.10.2023 of M/s Pradeep Mining and Construction Pvt. Ltd.

In inviting a reference to the letter cited above on the captioned subject, it is to inform you that, the point-wise compliance of the discrepancy/ shortcomings of the above diversion proposal raised by the Principal Chief Conservator of Forests (Forest Diversion & Nodal Officer, FC Act), O/o the PCCF & HoFF, Odisha, Bhubaneswar is furnished below:-

- (1) **In compliance to observation No.4 of this office letter vide reference at (i) above, the document furnished by the user agency (letter of IOCL) regarding acceptance of additional land is not valid, authenticated, legal and justified allotment of forest land to a private entity.**

Compliance: - In compliance to the above observation, the user agency has submitted the copy of sale deed and RoR of the seller which are enclosed as **Annexure-I.**

- (2) **In respect of the LoI vide letter dated 15.02.2020 of IOCL, it is clearly mentioned a that “for making the land available, the user agency will ensure that the land arranged is either registered in his name or it should be leased to him for a minimum period of 19 years & 11 months”. In this context, the following clarification may be furnished:-**

(a) Registration deed of the applied plots for diversion.

Compliance: - In compliance to the above observation, the user agency has submitted the copy of RoR and sale deed of the applied plots for diversion which are enclosed as **Annexure-I**.

(b) If, it is a lease hold land, the lease order issued in favour of Pradip Mining & Construction Pt. Ltd by the Govt. of Odisha for the purpose.

Compliance: - Not applicable, as this land is not a lease hold land.

(c) The copy of the RoR when the applied Plots in Sabik record was Sal jungle.

Compliance: - In compliance to the above observation, the user agency has submitted the copy of Sabik records RoR of the applied plots which is enclosed as **Annexure-II**.

(d) In checklist Sl. No.-II, DFO, Cuttack has furnished a certificate that applied land is unavoidable & barest minimum forest land. It may be clarified as to how the DFO, Cuttack could reach in such an inference, when the land has been suo-motu offered by the user agency for installation of retail HSD retail outlet.

Compliance: - In compliance to the above observation, it is submitted that, the LOI of IOCL revealed that 2052 Sq.mt or 0.205 ha of area is required particularly near NH-53 vide his letter No. BBSRDO/LETTER/LOI ADDENDUM/R dt.29.07.2021. Besides the allied activities like parking place, servicing centre etc would be 0.534 ha which includes 0.433 ha of Sabik forest land and 0.101 ha of Non-forest land. As the user agency have complete owner of the applied land as per RoR, he has submitted the proposal over the said land. Therefore this project is unavoidable and to keep the infrastructures as per guidelines of IOCL with in the same area which is bare rest minimum of forest land in addition to non forest land as submitted in the DP. The copy of the above letter is attached as **Annexure-II (A)**

(3) The project is non site specific and violation has already been committed by executing construction work in Sabik forest area.

Compliance: - In compliance to the above observation, it is submitted that, the user agency have the ownership of the proposed land as per RoR. The user agency have constructed over the said land. The Kissam of the said land found forest as per Sabik record. Hence, violation of FC, Act 1980 has been committed by the user agency.

(4) There is no mention about Hal record and also no documents have been submitted by UA/DFO. It is only mentioned as Gharbari in the Joint Verification Report.

Compliance: - In compliance to the above observation, the user agency has submitted the copy of Hal and Sabik records of the applied plots which is enclosed as **Annexure-III**.

(5) Tahsildar has reported that Sabik record is not available but has signed in the report where Sabik record is Forest.

Compliance: - In compliance to the above observation, the applied land initially Sabik status was not available with Tahsildar but thereafter on production of the same from settlement Office, Cuttack the same has been kept under forest Kissam as per Sabik record which is forest.

This is for favour of your kind information & necessary action.

Encl: -As above.



Divisional Forest Officer,
Cuttack Forest Division.

Memo No. 10342 /dt. 24-11-2023

Copy submitted to the Principal Chief Conservator of Forests, (Forest Diversion and Nodal Officer, F.C Act), O/o the Principal Chief Conservator of Forests & HoFF, Odisha for favour of kind information and necessary action with reference to his Memo No. 10847 dt.06.06.2023.



Divisional Forest Officer,
Cuttack Forest Division.

Memo No. 10343 /dt. 24-11-2023

Copy forwarded to the M/s Pradeep Mining & Construction Pvt. Ltd, Chorda, Jajpur Road, Jajpur, Odisha for information and necessary action.



Divisional Forest Officer,
Cuttack Forest Division.