

**OFFICE OF THE DIVISIONAL FOREST OFFICER & WILDLIFE WARDEN
CHANDAKA WILDLIFE DIVISION, GAJA VIHAR
BARAMUNDA BHUBANESWAR-751003**

Ph. (0674) 2355400, Email - dfo.chandakawl@odisha.gov.in

Memo. No. **3541**/4F (F.C. Act & Lease) - 31/2022

Dated, Bhubaneswar the **07th July, 2022**

To,

The Chief Conservator of Forests
(Forest Diversion & Nodal Officer, Forest Conservation Act)
O/o Principal Chief Conservator of Forests & HoFF, Odisha
Odisha

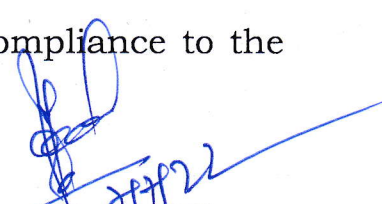
Sub: Proposal for Diversion of 1.463 ha. Revenue forest land in favour of IDCO for construction of Fortune Tower in Jayadev Vihar under Bhubaneswar Tahasil of Khordha District. (Proposal No. FP/OR/Others/44078/2020)

Ref: (i) Memo. No. 2172 dtd. 24.06.2022 of the Regional Chief Conservator of Forests, Bhubaneswar Circle, Bhubaneswar
(ii) Letter No. 5-ORB514/2022-BHU dtd. 13.05.2022 of Government of India, Ministry of Environment, Forest & Climate Change

Inviting a reference to the above cited letter on the captioned subject; the compliance to the point 1, 2 & 4 vide letter No. 15459 dtd. 20.06.2022 of the Chief General Manager (Env.), IDCO is submitted herewith **(Copy enclosed)**. The user agency has constructed building for office complex, road & developed green belt, taken up land scaping over revenue forest land without prior approval from Government of India, Ministry of Environment, Forest & Climate Change in contravention of Forest (Conservation) Act, 1980. The construction of Fortune Tower was started by the user agency in the year 1999 & completed in the year 2003. Thus, the violation is attributable to the user agency.

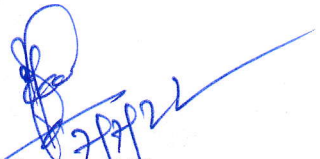
Further, the Director of Estates & Ex-Officio, Addl. Secretary to Government, GA & PG Department, Government of Odisha has been requested vide this office 3523 dtd. 07.07.2022 for compliance to the point No.4 at an early date.

Encl: As above


Divisional Forest Officer
Chandaka Wildlife Division
Bhubaneswar

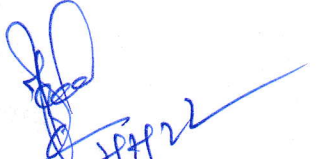
Memo No.**3542**/dt. **07.07.2022/**

Copy forwarded to the Regional Chief Conservator of Forests, Bhubaneswar Circle, Bhubaneswar for favour of information and necessary action with reference to his office memo. No. 2171 dtd. 24.06.2022.


Divisional Forest Officer
Chandaka Wildlife Division
Bhubaneswar

Memo No.**3543**/dt. **07.07.2022/**

Copy forwarded to the Chief General Manager (Env.), IDCO for favour of information and necessary action with reference to his letter No. 15459 dtd. 20.06.2022.


Divisional Forest Officer
Chandaka Wildlife Division
Bhubaneswar

Sri Ashok Kumar Mishra
Chief General Manager (Env.)

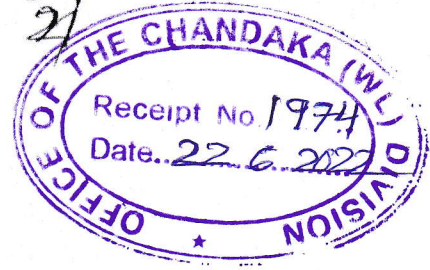
No.HO-DCF/93/FC-08



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Date: 20/06/2022

15459



**The Divisional Forest Officer,
Chandaka (WL) Division, Gaja Vihar
Baramunda, Bhubaneswar-751003**

Sub:- Proposal for diversion of 1.463 hact. of Revenue Forest Land in favour of IDCO for construction of Fortune Tower in the village Jaydev Vihar under Bhubaneswar Tahasil of Khordha District. (Proposal No.FP/OR/others/44078/ 2020)

Ref:- Your letter No.3045, dt.08/06/2022 & letter No.5/ORB514/2022-BHU of Dy. Inspector General of Forests (C), MoEF & CC, Govt. of India.

Sir,

With reference to above cited letter and the subject, the compliances to the observations raised at point No.1, 2 & 4 of above cited Letter of the Dy. Inspector General of Forests , MoEF & CC, GoI are furnished as under.

1. The Diversion Proposal was submitted during the year 2008 and the KML file was uploaded then. Now the corrected KML file in CD has been submitted and the same is uploaded in *Parivesh Portal*.
2. During 2008 the CA land was selected in the village Kamanga under Tangi Choudwar Tahasil and Cuttack Forest Division of Cuttack District. But due to some field problems the CA land has been changed to Bidyadharpur under Bhubaneswar Tahasil and Chandaka (WL) Division in Khordha District. So the corrected Land Schedule has been submitted in hard copies and the same is also uploaded in *Parivesh Portal*.
4. In pursuance to decision taken in the meeting on Dtd. 04.06.1997 under the Chairmanship of the Chief Secretary, Odisha, for proposals relating to Infrastructure Development, the G.A Deptt, Govt. of Odisha on Dt. 20.11.1997 allotted a patch of land measuring 3.508 Ac (in Plot No.18/P) of Kissam Gharabadi-2 in the village Jaydev Vihar under Bhubaneswar Tahasil. Subsequently, on Dtd. 05.03.1999, an additional land measuring Ac.0.556 from Plot No.18/P, Kissam being Gharbadai-2 was also allotted by G.A Deptt.

[Signature]

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Sri Ashok Kumar Mishra
Chief General Manager (Env.)



(P-2)

The Lease Deed of the above land was executed between Ex-Officio Director-cum-Joint Secretary to G.A Deptt. and Dy Manager (P&A), IDCO on Dtd. 20.11. 1997 and 05.03.1999, respectively.

Accordingly, the construction of Fortune Tower was started in August, 1999 and completed on Dtd.14.02.2003 as per the approved Plan and Proposal of Government.


Later, the User Agency, IDCO came to know from Letter No.15555, dt.16.12.2005 of G.A Deptt, Govt. of Odisha that, Kissam of Plot No.18 is "Buda Jungle". Soon after that process for submission of the Diversion Proposal was initiated and Application was submitted to the Forest Department in 2008.

Hence, the contravention of FC Act is not attributable in this case since the status of the land was known to be Gharabadi-2, permission for non-forest use of forest land did not arise. As soon as it came to the notice of the User Agency, IDCO that the land in question is of forest land category immediate steps were taken by the User Agency, IDCO to file the Application seeking permission for non-forest use of forest land.

Hence, we request you to please recommend the Authority with our above submission.

Encl:- As above

Yours faithfully


Chief General Manager (Env.)