No.Ft.48-3864/2018 (FCA) H.P. Forest Department.

From

Nodal Officer—cum-PCCF (FCA) O/o Pr.CCF (HoFF), H.P. Shimla..

To

The Deputy Inspector General of Forest, Sub Office, Ministry of Environment, Forest and Climate Change, CGO Complex, Shivalik Khand, Longwood, Shimla, H.P.

Dated Shimla-1, the

Subject:

Diversion of 10.3574 ha. of forest land in f/o HPPWD for the construction of Kandha to Lot Murhala Road Kms 0/00 to 17/260, within the jurisdiction of Nachan Forest Division Distt. Mandi. (Online Proposal No. FP/HP/ROAD/37179/2018).

Sir,

Kindly refer to your letter no. FC/HPC/06/20/2024 dated 01.01.2025 on the subject cited above.

- 1. DFO Nachan has submitted that as per the order passed by the Hon'ble High Court of HP in CWP No. 5600 of 2012 dated 05th September, 2013 titled as "Shri Manoj Kumar son of Shri Shiv Charan v/s Union of India and Ors" linked with COPC No. 56 of 2009 regarding to deal with against 'violation as per the provisions mentioned in consolidated guidelines and clarifications issued by the Hon'ble High Court of HP. The judgment passed by the Hon'ble High Court of HP all the codal formalities has been completed by the user department and therefore case for the diversion of 10.7352 ha. forest land is sent herewith for seeking approval under FCA 1980. As per the judgment passed by the Hon'ble High Court one time relaxation to pursue 2183 cases for approval under FCA, 1980 has been accorded and the instant case is appearing in the list of the violation of road at serial No. 405. According to the instructions given in the judgment the Penal NPV has been imposed in this case for which the user agency has admitted to pay the same by submitting an undertaking. So far as the question of providing the detail of action taken against the violation as per provisions mentioned in consolidated guidelines and clarifications issued under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and Van (Sanrakshan Evam Sanvardhan) Rules, 2023 is concerned, the Hon'ble High Court of HP vide above order has accorded one time relaxation therefore no action could be taken against the user agency as per the judgment passed by the Hon'ble High Court of HP.
- 2. In this regard, it is submitted that the complete status of 2183 roads constructed in violation of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, as reported to the Hon'ble HP High Court, has already been submitted to your office through email dated 06.09.2025 at 12:24 PM. However, a copy of the

general abstract is attached herewith for your kind information and necessary action, please.

Yours faithfully, Signed by Sanjay Sood Date: 11-09-2025 14:40:35

Nodal Officer—cum-PCCF (FCA) O/o Pr.CCF(HoFF), H.P. Shimla. HPPWD Zone/Cicle wise revised latest status of roads constructed in violation of FCA 1980 as on 31.07.2025

SHINLA ZONE SHOP SHO SHOP S	Zone/ Circle	No. of Cases	Cases pertaining to other Department	rtaining ther tment	Cases withdrawn	Repeated Cases	FCA not required	Net cases Pertaining to HPPWD for FCA	ďγ	Approval received	eived	Cases under process/ in pipeline for approval (In	Unprocessed	Unprocessed Cases (In Nos.)	Remarks
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Engineer-in-Chief
Mimachal Pradesh, PWA
Nirman Bhawan, Niger
Shimia-02