



HIMACHAL PRADESH FOREST DEPARTMENT
OFFICE OF CONSERVATOR OF FORESTS,
FOREST CIRCLE (T) DHARAMSHALA
 E-mail: head-forcirdha-hp@hp.gov.in PH. No. 01892-228029

From: CF Dharamshala. **To:** Nodal Officer-cum-APCCF (FCA).
 O/o Pr. CCF (HoFF) HP Shimla.

Subject: Diversion of 0.6345 ha. of forest land in favour of HPPWD for the construction of Link Road to Village Dhundni Mata (Rd 0/0 to 1/003 Km), within the jurisdiction of Dharamshala Forest Division, Distt. Kangra, H.P. (Online Proposal No.FP/HP/Road/144478/2021).

Memo :

Kindly refer to the Observations raised by your Office on online PARIVESH Portal 1.0 on dated 08.08.2025 on the subject cited above.

2. The point wise reply of the observations submitted by DFO Dharamshala is as under:-

Sr. No.	Observation	Reply
1.	The status of the all remaining proposal of State for regularization of encroachment and violation of FCA is required to be submitted to GoI.	As submitted by the User Agency, the detailed status report of the 2183 road projects for which directions have been passed by Hon'ble High Court of Himachal Pradesh including the detail of proposals already approved under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and the balance cases that are yet to be processed is enclosed herewith.
2.	Since the list of 2183 road proposals have been given by the HPPWD to the Hon'ble High Court, wherein violation of FCA 1980 (now Van (Samrakshan Evam Samvardhan) Adhiniyam, 2023) is involved, the status of the remaining proposal for regularization of encroachment and violation of FCA is required to be given and All remaining proposals need to be submitted in a time-bound matter within next 6 months' time.	As submitted by the User Agency, the detailed status report of the 2183 road projects for which directions have been passed by Hon'ble High Court of Himachal Pradesh including the detail of proposals already approved under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and the balance cases that are yet to be processed is enclosed herewith.
3.	These cases involve regularisation of encroachment and violation of FCA and since the road cannot be constructed without having physical and financial sanction of the competent authority, therefore State Govt is required to take	It is submitted that the trace of the road has been constructed by the local people along the Gair Mumkin Rasta which is being used by the local people for decades. The road has been constructed by HPPWD Department in public

	legal action against the officials responsible for issuing physical/financial sanction under Section 3A and 3B of the Van (Sanraksham Evam Samvardhan) Adhiniyam, 2023 and submit action report in this regard.	interest. No physical or financial approval has been issued by any Authority. No action has been taken against the violators. It is submitted that the proposal may be considered as per orders of the Hon'ble High Court of Himachal Pradesh in 2183 roads.
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It is therefore, requested that the necessary approval for the diversion of 0.6345 ha of forest land for the construction of above mentioned road may kindly be obtained from the Govt. of India under Forest (Conservation) Act, 1980 and conveyed to this office.

Encl: As above.

Signed by

Basu Kaushal

Date: 12-01-2026 17:33:27

Conservator of Forests,
Dharamshala Forest Circle, HP

Copy is forwarded to DFO Dharamshala w.r.t his office memo No. 5210 dated 05.01.2026, for information and necessary action.

No. FCA/RK/ 5210 /
H.P. Forest Department.

Dated D/Shala, the/ 05/1/26 /

From: D.F.O. Dharamshala.

To: C.F. (T) Dharamshala.

Subject: Diversion of 0.6345 Ha. of forest land in favour of HPPWD for the construction of Link Road to Village Dhundni Mata (Rd 0/0 to 1/003 Km), within the jurisdiction of Dharamshala Forest Division, Distt. Kangra, H.P. (Online Proposal No. FP/HP/Road/144478/2021).


Memo :

Kindly refer to the Observations raised by your Office on online PARIVESH Portal 1.0 on dated 13.07.2025 on the subject cited above.

2. The point wise reply to the observations furnish as under :-

Sr. No.	Observation	Reply
1.	The status of the all remaining proposal of State for regularization of encroachment and violation of FCA is required to be submitted to Gol.	As submitted by the User Agency, the detailed status report of the 2183 road projects for which directions have been passed by Hon'ble High Court of Himachal Pradesh including the detail of proposals already approved under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and the balance cases that are yet to be processed is enclosed herewith.
2.	Since the list of 2183 road proposals have been given by the HPPWD to the Hon'ble High Court, wherein violation of FCA 1980 (now Van (Samrakshan Evam Samvardhan) Adhiniyam, 2023) is involved, the status of the remaining proposal for regularization of encroachment and violation of FCA is required to be given and All remaining proposals need to be submitted in a time-bound matter within next 6 months' time.	As submitted by the User Agency, the detailed status report of the 2183 road projects for which directions have been passed by Hon'ble High Court of Himachal Pradesh including the detail of proposals already approved under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and the balance cases that are yet to be processed is enclosed herewith.
3.	These cases involve regularisation of encroachment and violation of FCA and since the road cannot be constructed without having physical and financial sanction of the competent authority, therefore State Govt is required to take legal action against the officials responsible for issuing physical/financial sanction under Section 3A and 3B of the Van (Sanraksham Evam Samvardhan) Adhiniyam, 2023 and submit action report in this regard.	It is submitted that the trace of the road has been constructed by the local people along the Gair Mumkin Rasta which is being used by the local people for decades. The road has been constructed by HPPWD Department in public interest. No physical or financial approval has been issued by any Authority. No action has been taken against the violators. It is submitted that the proposal may be considered as per orders of the Hon'ble High Court of Himachal Pradesh in 2183 roads.

It is therefore, requested that the necessary approval for the diversion of 0.6345 ha of forest land for the construction of above mentioned road may kindly be obtained from the Govt. of India under Forest (Conservation) Act, 1980 and conveyed to this office.


Divisional Forest Officer,
Dharamshala Forest Division,
Dharamshala.

e-mail

2811
4/11/25

(2)

**HIGH COURT MATTER
IMMEDIATE**

**Himachal Pradesh
Public Works Department

No.PW-M&P-FCA/2024-25 - I/709472

Dated: 17/10/2025

To

The Chief Engineer (SZ)
HP.PWD.Shimla-2

The Chief Engineer (MZ)
HP.PWD. Mandi

The Chief Engineer (KZ)
HP.PWD. Kangra

The Chief Engineer (HZ)
HP.PWD.Hamirpur

Subject: - FCA cases (2183), Roads constructed in violation of FCA 1980-----
Regarding initiating/starting process for seeking Ex-Post Facto approval
under FCA 1980/FRA

It is well in your knowledge that 2183 roads have been constructed in Himachal Pradesh in violation of FCA 1980. From the information compiled by this office and sent to the Government, it has been found that the process for seeking approval under FCA 1980/FRA yet has not been initiated/ started by this department in respect of 495 cases having forest area less than 1 Hectare and in 685 cases having forest area more than 1 Hectare. It is also well in knowledge of all that the subject cited matter is being monitored by the Hon'ble High Court of Himachal Pradesh.

Hence all concerned are directed to initiate/start the process of seeking Ex-Post Facto approval from the competent authority in respect of 1180 cases at the earliest. The abstract of 2183 roads constructed in violation of FCA 1980 is also enclosed herewith for your information.

Encls: - As above

Signed by
Narinder Pal Singh
Date: 17-10-2025 18:20:16

Engineer-in-Chief ,
HPPWD Nigam Vihar, Shimla-2

Copy to all the Superintending Engineers in HPPWD (except Electrical & Mechanical) for information and similar immediate necessary action please.

Copy to all the Executive Engineers in HPPWD (except Electrical & Mechanical) for information and similar immediate necessary action please.

Engineer-in-Chief ,
HPPWD Nigam Vihar, Shimla-2

PT/O

H.P. Forest Department

From

Nodal Officer-cum- Pr.CCF (FCA)
O/o Pr.CCF, H.P, Shimla-1.

~~Superintending Engineer (Works).....~~
~~Superintendent (Works).....~~
~~Dealing Assistant.....~~

To

- ✓ 1. The Engineer-In-chief,
HPPWD, Shimla-2
2. The Director,
Rural Development & Panchayati Raj Department,
Block No. 27, SDA Complex,
Kasumpti, Shimla - 171009.

Dated Shimla-1, the **25 OCT 2025**

Subject:

Uploading of remaining road proposals on PARIVESH Portal for obtaining ex-post facto approval under the Van (Sanrakshan Evam Samvardhan) Adhiniyam.

Sir,

It is to bring to your notice that the Government of India has raised observations in respect of certain road projects which are under process for obtaining approval, as these have been constructed in violation of the provisions of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980, and have been reported to the Hon'ble High Court of Himachal Pradesh due to non-uploading of the remaining road proposals on PARIVESH Portal for obtaining ex-post facto approval under the said Adhiniyam.

The Government of India has pointed out that although a period of six months has already elapsed, all the proposals have not yet been uploaded or processed for approval on the PARIVESH Portal. As per the information available, the user agencies have so far submitted only the abstract of **815 proposals**. However, the remaining proposals for regularization of encroachments under the provisions of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 have not yet been uploaded on the PARIVESH Portal.

In view of the above, it is requested to upload the remaining proposals on the PARIVESH Portal at the earliest, so that the approval may be obtained from the Government of India in all remaining cases.

Yours faithfully,

Signed by

Sanjay Sood

Date: 15-10-2025 11:43:26
Nodal Officer-cum- Pr.CCF (FCA)
O/o Pr.CCF, H.P, Shimla-1.

Copy alongwith copy of observation of GoI is forwarded to user agency concerned for information and necessary.

HPPWD Zone/Circle wise revised latest status of roads constructed in violation of FCA 1980 as on 31.07.2025

HPPWD Zone/Circle wise revised latest status of roads constructed in violation of FCA 1980 as on 31.07.2025														
Zone/ Circle	No. of Cases	Cases pertaining to other Department		Cases withdrawn	Repeated Cases	FCA not required	Net cases Pertaining to HPPWD for FCA	Approval received			Cases under process/ in pipeline for approval (In Nos.)	Unprocessed Cases (In Nos.)		Remarks
		RDD	BRO					Stage-I	Stage-II	FRA i.e having forest area less than 1.00 Hectare		Cases having forest area less than 1.00 Hectare	Cases having forest are more than 1.00 Hectare	
SHIMLA ZONE														
3rd Circle Solan	67	0	0	0	0	23	44	2	0	0	13	19	10	As per list enclosed
4th Circle Shimla	284	0	0	0	3	24	257	6	16	3	225	3	4	do
11th Circle Rampur	100	0	1	2	0	0	97	5	10	7	6	26	43	do
12th Circle Nahan	28	0	0	0	0	6	22	0	5	3	10	0	4	do
14th Circle Rohru	120	0	0	0	0	0	120	7	2	1	110	0	0	do
Total	599	0	1	2	3	53	540	20	33	14	364	48	61	
MANDI ZONE														
1st Circle Mandi	442	43	0	0	13	5	381	11	34	16	15	71	234	As per list enclosed
6th Circle Kullu	119	0	0	0	0	0	119	2	3	10	2	58	44	do
Jogindernagar Circle	245	5	0	0	2	1	237	10	15	0	0	96	116	do
Total	806	48	0	0	15	6	737	23	52	26	17	225	394	
HAMIRPUR ZONE														
8th Circle Hamirpur	51	0	0	0	0	5	46	0	2	0	25	11	8	As per list enclosed
10th Circle Bilaspur	120	0	0	0	1	0	119	5	4	0	110	0	0	do
Dharampur Circle	82	0	0	0	1	0	81	1	4	0	5	32	39	do
15th Circle Una	1	0	0	0	0	0	1	0	1	0	0	0	0	do
Total	254	0	0	0	2	5	247	6	11	0	140	43	47	
KANGRA ZONE														
5th Circle Palampur	155	0	0	0	0	0	155	4	5	6	19	64	57	As per list enclosed
7th Circle Dalhousie	204	0	0	0	0	0	204	22	26	3	24	41	88	do
9th Circle Nurpur	72	0	0	0	0	1	71	5	8	0	22	25	11	do
Dehra Circle	93	0	0	0	1	0	92	7	0	2	7	49	27	do
Total	524	0	0	0	1	1	522	38	39	11	72	179	183	
Grand Total	2183	48	1	2	21	65	2046	87	135	51	593	495	685	

Engineer-in-Chief
Himachal Pradesh, P.W.D.
Nirman Bhawan, Noida-20
Shkila-03