



Himachal Pradesh Forest Department

Shimla Forest Division, Shimla

Mist Chamber Khalini, Shimla-2

Email: head-fordivshi.hp@hp.gov.in Telephone No. 0177-2623412



No./RK/FCA/ Ambulance Road Ghillu toShakrogra // Dated Shimla-2, the: As per E-signature

From: DCF (Rural), Shimla

To: CCF (T), Shimla

Subject: Diversion of 0.5944 hectare of Forest land in favour of Executive Engineer, Himachal Pradesh Public Works Department, Shimla Division No. 1 for the construction of Ambulance Road from Ghillu to Shakrogra RD 0/00 to 2/400, falls within the jurisdiction of Shimla (Rural) Forest Division, Tehsil & District - Shimla, Himachal Pradesh (Online Proposal No. FP/HP/ROAD/54036/2020 dated 9th November, 2020)

Sir/Madam,

Please refer to the Integrated Regional Office Memo. No. I/95343/2025 dated 29th January, 2025 on the subject cited above.

2. The point wise reply with respect to the observation raised by the Integrated Regional Office, Chandigarh, MoEF&CC vide letter referred to above is given as follows: -

Sl. No.	Observation	Compliance
1.	The State Government shall provide details of action taken against the violation as per provisions mentioned in consolidated guidelines and clarifications issued under Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 and Van (Sanrakshan Evam Samvardhan) Rules, 2023.	<p>In this regard it is submitted that proposed link Road from Ghillu to Shakrogra RD 0/00 to 2/400 (0.59441 Ha) ha. was constructed about 22 years ago by the villagers of the area as per the resolution duly signed by the Panchyhet on dated 7th June, 2026 (Copy enclosed as Annexure-I)</p> <p>This case is also is also listed in the list (appeared at Sr. No. 80 under Shimla Zone) of roads constructed in violation in CWP No. 5600 of 2012 dated 05.09.2013 titled as Sh. Manoj Kumar Vs Charan Vs UOI and others" linked the COPC No.56 of in pursuance of Govt. HP Notification No. FFE-B(3)-31/2012 dated 21/10/2013 has given one time relaxation for all HPPWD roads.</p> <p>It is brought to notice that in the said CWP the Hon'ble High Court of HP has ordered dated 5.9.2013 in paragraphs 6,7 and 8 that the insistence on submitting the list of officers with their names, designations and complete addresses responsible for past violations will be counterproductive (Complete orders attached as Annexure-I) Hence, as guided by the Hon'ble High Court of HP no list of officers responsible for the</p>

		violation in the present case needs to be called for. Furthermore, the Hon'ble High Court of HP has also ordered about the action to be taken (as desired in EDS 1) in the extant case of violation, in the same CWP, dated 26.7.2023 in paragraphs 1,2,3 where in the Hon'ble Court has inclined to accept the ratification of such roads in public interest and in good faith on such conditions.
2.	The State Government shall submit a detailed status report to the Regional Office in case of 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. The decision in such type of cases shall be taken holistically by Regional Office and forward the same to the Ministry along with its comments/recommendations	In this regard it submitted User agency has been uploaded 2183 roads project status report of projects has been uploaded online Parivesh Portal in the Part-I under additional information details named as "Abstract All Violation roads 1980 Detail".
3.	In reference to Observation No-9 & 14, REPLY NOT ACCEPTD, clarification for deviation from the existing road was sought from the State Govt., however same not found uploaded. Since, the proposed alignment is deviated at many places from the existing broken road and crossing the existing building/houses. State Govt. shall rectify the existing KML and mark the Forest/Non-forest alignment in the KML, in the polygons as per the area of the Diversion i.e. (0.5944 ha).	In this regard User Agency has submitted that revised KML marked with the Forest/ Non-forest alignment has been uploaded online in the Part-I.

This is for favour of kind information and necessary action, please.

Signed by

Aniket Maruti Wanve

Date: 08-04-2026 15:25:13

Deputy Conservator of Forest

Shimla Forest Division.

E-mail: head-fordivshi.hp@hp.gov.in

CWP No. 5600 of 2012 a/w CWP No. 9797 of 2012 & COPC No. 56 of 2009

05.09.2013

Present:

CWP No. 5600 of 2012

Mr. Ajay Sharma, Advocate, for the petitioner.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents No. 2 to 4 & 6 to 8.

Mr. C.N. Singh, Advocate, for respondent No. 9.

Mr. Arvind Sharma, Advocate, for respondent No. 10.

CWP No. 9797 of 2012

Mr. Bipin.C. Negi, Advocate, for the petitioners.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents No. 2 to 6.

Mr. Rajnish Maniktala, Advocate, for respondent No. 8.

COPC No. 56 of 2009

None for the petitioner.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for Union of India.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma & Mr. Anup Rattan, Additional Advocate Generals, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents-State.

Heard counsel for the parties.

2. We have perused the minutes of the proceedings of the joint meeting held on 19th August, 2013, attended by all the concerned duty holders noted in our order dated 8th August, 2013. Since, in principal, agreement has been reached for regularization of 841 roads subject to certain compliances to be made by the State Government and

that process is likely to take some time, we have no hesitation in deferring the hearing of this matter for the time being till **30th December, 2013**, for reporting of further action taken by the concerned duty holders.

3. Learned Assistant Solicitor General of India submitted that the MoEF is of the opinion that in addition to 841 roads, referred to in the order dated 8th August, 2013, by this Court, it is possible that there are other roads, which are not included in the list of 841 roads. That figure may jump to around 1500. In other words, there are more than 660 roads, which have not been brought to the notice of the MoEF as of today.

4. The learned Advocate General appearing for the State submits that this apprehension will be duly examined at the highest level by the State Government and the information that would be collated during such enquiry, the Principal Secretary (PWD) to the Government of Himachal Pradesh shall submit that information to the MoEF not later than two months from today. The State Government, through learned Advocate General, undertakes to abide by all the conditions specified in the minutes of the joint meeting held on 19th August, 2013, even with regard to the unlisted roads of which information will be furnished by the State Government in due course.

5. In view of this assurance given by the State Government, we do not deem it necessary to issue any direction on that issue as of now.

6. Learned Assistant Solicitor General of India then invited

our attention to Clause (x) of the minutes and pointed out that the State Government be directed to submit the list of officers responsible for violation.

7. In our opinion, insistence of this compliance will be counter productive at this stage. In our order, dated 8th August, 2013, we have already kept the order dated 28th August, 2009, in abeyance. Necessity of furnishing list of officers of the State Government responsible for violation would arise only if the said order was to be revived and the abeyance order is recalled.

8. In the circumstances, we hope that the officials of MoEF or any other department of the Government of India shall not insist for compliance of furnishing the names, designations and complete addresses of the officers of the State Government responsible for past violations.

9. Accordingly, this matter be notified on 30th December, 2013. The arrangement directed in terms of order dated 8th August, 2013, to continue till further directions.

Copy dasti.

(A.M. Khanwilkar)
Chief Justice

(Kuldip Singh)
Judge

September 5, 2013
(rajni / vt)

26.07.2013

CWP No. 5600 of 2012 a/w
CWP No. 9797 of 2012 & COPC No. 56 of 2009

Present:

CWP No. 5600 of 2012

Mr. Ajay Sharma, Advocate, for the petitioner.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for respondent No. 1.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma, Additional Advocate General, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents No. 2 to 4 & 6 to 8.

Mr. C.N. Singh, Advocate, for respondent No. 9.

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CWP No. 9797 of 2012

Mr. Bipin C. Negi, Advocate, for the petitioners.

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Mr. Rajnish Maniktala, Advocate, for respondent No. 8.

COPC No. 56 of 2009

None for the petitioner.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for Union of India.

Mr. Shrawan Dogra, Advocate General, with Mr. Romesh Verma, Additional Advocate General, and Mr. J.K. Verma & Ms. Parul Negi, Deputy Advocate Generals, for respondents-State.

CWPs No. 5600 & 9797 of 2012

Considering the fact now revealed by the learned Advocate General across the Bar that it has come to light that in all, approximately 829 roads have been constructed without taking prior permission, prior to August 2009. Since those roads are already put to public use and it will not serve public interest by closing those roads or directing to remove the same, the State Government, in principal, is

inclined to move a formal proposal to the Ministry of Environment to ratify the action of construction of those roads undertaken by the State Government in good faith on such conditions, as may be permissible in law, including by imposing environmental damage compensatory costs and further direction to put up retention walls in certain areas, which need strengthening and upon compliance of such conditions, a formal ex-post facto sanction can be granted in respect of those roads.

2. We are inclined to accept this submission in public interest, provided such authority vests with the Ministry of Environment in law. If such proposal is moved by the State Government, appropriate decision thereon can be taken within reasonable time and preferably within six weeks from its receipt. The Ministry of Environment will be free to examine the said proposals uninfluenced by the orders passed by this Court in COPC No. 56 of 2009 or any other order passed in the companion proceedings. The decision taken by the Ministry of Environment, however, will be subject to the outcome of the present proceedings and can be given effect to only after the Court so directs.

3. We make it clear that if the State is required to pay compensatory costs, if so ordered by the Ministry of Environment, Government of India, the manner of recovery of such compensatory costs and from persons responsible for the situation can be evolved by the State Government and even that proposal can be submitted to the Court, if so required.

4. To be listed on 8th August, 2013.

-: 3 :-

COPC No. 56 of 2009

Not on Board. Upon mentioning, taken on Board. To be listed on **8th August, 2013**, alongwith CWP No. 5600 of 2012.

Copy dasti.

(A.M. Khanwilkar)
Chief Justice

(R.B. Misra)
Judge

July 26, 2013
(rajni / vt)

High Court of MP



ग्राम पंचायत पुजारली, विकास खण्ड मशोबरा

प्रधान

94180-06688

उप प्रधान

98167-33330

क्रमांक.....

दिनांक.....

आज दिनांक 07.06.2021 को ग्राम पंचायत पुजारली की ग्राम पंचायत की मासिक बैठक प्रधान श्रीमति मीना कश्यप जी की अध्यक्षता में प्रारम्भ हुई, जिसमें कोरम उपस्थिति पूर्ण रहा तथा निम्नलिखित कार्यवाही अम्ल में लाई गई ।

प्रस्ताव संख्या :-13

दिनांक:- 07.06.2021

विषय :- लिंक सडक गिल्लू से शक्रोगडा बारे चर्चा ।

यह की बैठक में वार्ड सदस्य श्री मति मनीषा शर्मा ने प्रस्ताव रखा है की उक्त सडक लगभग 22 वर्ष के करीब पुरानी है । उक्त सडक ग्राम गिल्लू, जाट शक्रोगडा, जालिया, खुम्ब, आदि छोटे छोटे गाँव पडते है । ग्रामीणों ने उक्त सडक को निजी महभगिता से बनवाया लोगों ने आपस में धन इकट्टा करके इस सडक का निर्माण किया ।

प्रमाणित किया जाता है कि नकल प्रस्ताव असल मुताबिक सही है ।

सचिव
ग्राम पंचायत पुजारली
विकास खण्ड मशोबरा
जिला शिमला (हि0प्र0)

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 area 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 Nahar	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	45	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
Dharmpur 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
Mimachal Pradesh, PWD
Nirman Bhawan, Jammu
Shanta-03