

No./D-Blp/ LWSS Kut Bounger / 2708.
HP Forest Department

Dated Bilaspur, the 18/7/2024

From: D.F.O. Bilaspur (H.P.) **To:** C.F. Bilaspur (H.P.)

Subject: Diversion of 1.3463 hectare of forest land in favour of Jal Shakti Department for construction of Source Level Augmentation of WSS/LWSS by providing LWSS from Govind Sagar Lake at Kut Bounger within the jurisdiction of Bilaspur Forest Division.

Memo,

Please refer to your office online EDS dated 24.06.2024 on the subject cited above.

2. The point wise reply to the observations raised vide your letter under reference is furnished as under:-

Sr. No	Deficiencies	Compliance to the Deficiencies						
1	The revised layout plan is clearly showing that, there is a violation in the proposal. Therefore, State Govt. may submit the clarification in this regard. Further, if the violation made/exist, the desired information/clarification/documents may also be provided on the following points:- (i) The area detail of violation and not violated components.	i) The detail of area violated and non violated is as under:- <table><tr><th>Total area</th><th>Total violated area</th><th>Total Non violated area</th></tr><tr><td>13463m2 (1.3463 ha)</td><td>598m2 (0.0598 ha)</td><td>12865m2 (1.2865 ha)</td></tr></table>	Total area	Total violated area	Total Non violated area	13463m2 (1.3463 ha)	598m2 (0.0598 ha)	12865m2 (1.2865 ha)
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13463m2 (1.3463 ha)	598m2 (0.0598 ha)	12865m2 (1.2865 ha)						
	ii. Year of construction of the existing structure.	ii) The year of violation has been corrected as 2022 in online Part-II						
	iii. The action taken report against the violators as per Para 1.21 (i) and/or (ii) of FCA Guidelines may submitted/uploaded in the portal.	iii) The compensation amounting Rs= 3,49,047/-has been realized from the violators of FCA 1980 and UA is ready to pay Penal NPV for which undertaking of UA has already been submitted vide this office letter No. 9929 dated 29.12.2023.						
	iv. Action taken by the State Government against the officials concerned for not being able to prevent the use of forest land for non-forestry purpose without prior approval of Govt. of India.	iv) Upon finding out a possible violation of the Forest Conservation Act (FCA) 1980 in 2022, the field staff immediately stopped the work and issued damage reports in 2023. Determining the exact status of boundaries of the proposed land was delayed due to the absence of boundary pillars. Once the boundaries were clarified, the field staff issued the damage reports. Despite having recovered compensation warning was issued to the concerned official due to the negligence involved and be cautioned in the future. The violation was attributed to unintentional negligence by the field staff, rather than deliberate actions.						
	v. Penal NPV calculation sheet along-with penal interest @12% per annum from the date of violation to till the date of deposit, as per the revised NPV rates may be provided.	v) Already sent vide this office letter No. 9929 dated 29.12.2023.						
	vi. The user agency may submit an undertaking for payment of Penal NPV and additional amount of Penal NPV for proposed diversion of forest area.	vi) Already sent vide this office letter No. 9929 dated 29.12.2023						

Yours faithfully

Divisional Forest Officer,
Bilaspur Forest Division,
Distt Bilaspur H.P.