



OFFICE OF THE REGIONAL CHIEF CONSERVATOR OF FORESTS; ANGUL CIRCLE,
AT/PO- HAKIMPADA, ANGUL- 759143, ODISHA, Phone-06764-296010 (O), 296011(Res),

Email Id: rccfangul@gmail.com.

Memo No. 5589 /SF-67/23 dated 19.12.23

To

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

Sub: - Proposal for Diversion of 0.433 hectares of forest land for MS/HSD Retail Outlet in village Nizigarh and Madhapur by M/s Pradeep Mining & Construction Pvt. Ltd. Odisha.

Ref: - Your Memo No.10847/9F (Ind) 323/2023 dated 06.06.2023.

In inviting a reference to the above cited memo on the subject, this is to inform that the DFO, Cuttack Forest Division vide his Memo No.10341 dated 24.11.2023 (**Copy enclosed**) has submitted the point-wise compliance on the observation made vide your memo under reference. The Point wise compliance is furnished below:-

(1) **Observation** -In compliance to observation No.4 of this office letter vide reference at (i) above, the document furnished by the user agency (letter of IOCL) regarding acceptance of additional land is not valid, authenticated, legal and justified allotment of forest land to a private entity.

Compliance: - In compliance to the above observation, the copy of sale deed and RoR of the seller submitted by the DFO, Cuttack Division is enclosed as **Annexure-I**.

(2) **Observation**-In respect of the LoI vide letter dated 15.02.2020 of IOCL, it is clearly mentioned that "for making the land available, the user agency will ensure that the land arranged is either registered in his name or it should be leased to him for a minimum period of 19 years & 11 months". In this context, the following clarification may be furnished:-

(a) **Registration deed of the applied plots for diversion.**

Compliance: - In compliance to the above observation, the copy of RoR and sale deed of the applied plots furnished by the UA and submitted by the DFO, Cuttack Division is enclosed as **Annexure-I**.

(b) If, it is a lease hold land, the lease order issued in favour of Pradip Mining & Construction Pvt. Ltd by the Govt. of Odisha for the purpose.

Compliance: - As reported by DFO Cuttack the land is not a lease hold land.

(c) The copy of the RoR when the applied Plots in Sabik record was Sal jungle.

Compliance: - In compliance to the above observation, the copy of Sabik records RoR of the applied plots submitted by the DFO, Cuttack Division is enclosed as **Annexure-II.**

(d) In checklist Sl. No.-II, DFO, Cuttack has furnished a certificate that applied land is unavoidable & barest minimum forest land. It may be clarified as to how the DFO, Cuttack could reach in such an inference, when the land has been suo-motu offered by the user agency for installation of retail HSD retail outlet.

Compliance: - In compliance to the above observation and as reported by the DFO, Cuttack Division it is submitted that, the LOI of IOCL revealed that 2052 Sq.mt or 0.205 ha of area is required particularly near NH-53 vide his letter No. BBSRDO/LETTER/LOI ADDENDUM/R dt.29.07.2021. Besides the allied activities like parking place, servicing centre etc would be 0.534 ha which includes 0.433 ha of Sabik forest land and 0.101 ha of Non-forest land. As the user agency have complete owner of the applied land as per RoR, he has submitted the proposal over the said land. Therefore this project is unavoidable and to keep the infrastructures as per guidelines of IOCL with in the same area which is barest minimum of forest land in addition to non forest land as submitted in the DP. The copy of the above letter is attached as **Annexure-II (A).**

(3) The project is non site specific and violation has already been committed by executing construction work in Sabik forest area.

Compliance: - In compliance to the above observation and as reported by the DFO, Cuttack Division, it is submitted that, the user agency have the ownership of the proposed land as per RoR. The user agency have constructed over the said land. The Kissam of the said land found forest as per Sabik record. Hence, violation of FC, Act 1980 has been committed by the user agency.

(4) There is no mention about Hal record and also no documents have been submitted by UA/DFO. It is only mentioned as Gharbari in the Joint Verification Report.


Compliance: - In compliance to the above observation, the user agency has submitted the copy of Hal and Sabik records of the applied plots which is enclosed as **Annexure-III.**

(5) Tahasildar has reported that Sabik record is not available but has signed in the report where Sabik record is Forest.

Compliance: - In compliance to the above observation and as reported by the DFO, Cuttack Division, the applied land initially Sabik status was not available with Tahasildar but thereafter on production of the same from settlement Office, Cuttack the same has been kept under forest Kissam as per Sabik record which is forest.

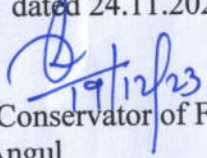
In view of the above compliances, the supporting documents as Annexures received from the DFO, Cuttack Division is forwarded herewith in two sets for favour of information and necessary action.

Encl: -As above.


19/12/23
Regional Chief Conservator of Forests
Angul.

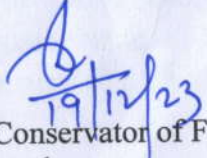
Memo No. 5560 /dt. 19-12-23

Copy forwarded to the Divisional Forest Officer, Cuttack Forest Division for information and necessary action with reference to his Memo No.10341 dated 24.11.2023.


19/12/23
Regional Chief Conservator of Forests
Angul

Memo No 5561 /dt. 19-12-23

Copy forwarded to the M/s Pradeep Mining & Construction Pvt. Ltd, Chorda, Jajpur Road, Jajpur, Odisha for information and necessary action.


19/12/23
Regional Chief Conservator of Forests
Angul