



कार्यालय:- वन प्रमंडल पदाधिकारी, चतरा दक्षिणी वन प्रमंडल।

वन भवन, चतरा- 825401 (झारखण्ड)

Ph. & Fax (o) - 06541- 298011

E-mail:- dfo-chatrasouth@gov.in

सेवा में,

पत्रांक

दिनांक

विषय:-

वन संरक्षक,

प्रादेशिक अंचल, चतरा।

M/S North Karanpura Transco Limited द्वारा चतरा जिला अन्तर्गत नार्थ करणपुरा से गया तक 400 के.भी. डबल सर्किट ट्रांसमिशन लाईन निर्माण हेतु कुल 197.0115 हे० (चतरा उत्तरी-61.772 हे० एवं चतरा दक्षिणी-119.8806 हे० तथा लातेहार- 15.3589 हे०) वन भूमि अपयोजन प्रस्ताव के संबंध में।

प्रसंग:-


भारत सरकार, पर्यावरण वन एवं जलवायु परिवर्तन मंत्रालय के एकीकृत क्षेत्रीय कार्यालय राँची का पत्र संख्या-FP/JH/TRANS/41236/2019/964 दिनांक 07.03.2023

महाशय,

उपर्युक्त विषयक प्रसंगिक पत्र के सन्दर्भ में सूचित करना है कि भारत सरकार के एकीकृत क्षेत्रीय कार्यालय, राँची द्वारा विषयगत ट्रांसमिशन लाईन निर्माण हेतु समर्पित प्रस्ताव पर की गई पाँच बिन्दुओं पर पृच्छा के आलोक में प्रयोक्ता अभिकरण ने अपने पत्रांक NKTL/NKG/2022-23/237 दिनांक 22.03.2023 द्वारा बिन्दुवार अनुपालन प्रतिवेदन समर्पित किया गया है। समर्पित बिन्दुवार अनुपालन प्रतिवेदन पर कंडिकावार अधोहस्ताक्षरी मंतव्य दी गई है, अनुपालन की स्थिति निम्नवत है-

Cond ition No.	Area of diver te d forest land	Description	Compliance by User Agency	DFO South Comments
1	2	3	4	5
1	197.01 15 ha. (Chatra South- 119.88 06 ha.)	The proposal apparently involves violation over GMJJ land, which is neither under jurisdiction nor under management/ownership of State Forest Department. Revenue Department of Jharkhand has jurisdiction over such land, however, JJ land falls under deemed forest category. Therefore, either such land violation be compounded appropriately by State Government before forwarding the proposal to central government or should clearly specify the penal provisions to be undertaken along	The violation as mentioned in the observation pertains to one tower {Base area (16mx16m) is 0.0256 ha.} in plot no. 973, Village Kasiyatu, Block Simariya, District Chatra, which was erected unintentionally based on the authenticated land schedule report provided then by the concerned Circle Office as detail below. In this regard, we would like to humbly submit that, based on the land schedule provided by respective Circle Officers (CO) of Revenue Department, forest proposal for diversion of 193.2465 ha. was submitted by NKTL initially. It is important to mention here that during verification for nature of the said land (i.e., Plot no. 973, Village Kasiyatu, Block	The user agency inform that one tower {Base area (16mx16m) is 0.0256 ha.} in plot no. 973, Village Kasiyatu, Block Simariya, District Chatra, which was erected unintentionally based on the authenticated land schedule report provided then by the concerned Circle Office. Also , the user agency inform that Plot no. 973, Village Kasiyatu which wasInitially categorized as "Gair Majrua"vide CO letter no 464 dated 08.07.2019 and later the nature of land changed from Gair Majarua to Jungle Jhari as per revised CO report vide letter no. 621 dated 14.09.2021. User agency agrees for any dispensation given by the REC / State Forest dept. on the aforesaid issue shall be complied by the NKTL.

		<p>with recommendation of the department having jurisdiction in the land.</p> <p>Simariya, District Chatra) by the Revenue Department; Circle Officer, Simariya in his report vide letter no 464 dated 08.07.2019 categorized the nature of land as "Gair Majrua" without any mention of Jungle Jhari. Based on land schedule provided by Circle Office in respect of Plot no. 973, Village Kasiyatu, as Gair Majurwa, as non-forest land erection of tower Base area (16mx16m) was undertaken. (Copy of CO report attached as Annexure 1). Subsequently, during preparation of the CS/RS certificate by Revenue Department, about 3.765 ha of land parcel which was earlier mentioned as "Gair Majrua" was found as "Jungle Jhari" accordingly revised proposal for diversion of 197.0115 Ha. was submitted by NKTL.</p> <p>It is important to highlight here that the said land (i.e., Plot no. 973, Village Kasiyatu,) which was earlier categorized as "Gair Majrua" was later on found as "Jungle Jhari" as per report by CO, Simaria vide letter no. 621 dated 14.09.2021 and accordingly NOC wrt Jungle Jhari land was issued by Revenue dept for the said land (Copy of CO report is enclosed as Annexure 2a and NOC enclosed as Annexure 2b)</p> <p>In view of above, it is humbly submitted that since Plot no. 973, Village Kasiyatu was earlier categorized as "Gair Majurwa" and the nearby land is under private Khatedari and arable land devoid of vegetation without any tree, and Revenue Department had issued NOC for said land and as such the work was started here and tower was erected unintentionally based on the authenticated land schedule report provided by the</p>	<p>The user agency has unintentionally violated the FC Act. The user agency have erected one tower on 0.0256 ha of plot no. 973 of Kasiyatu village which is GMJJ land as per government records . No other violation apart from this had been done by the user agency.</p> <p>As the user agency has violated the FC Act. The state may impose Penal CA & Penal NPV on the user agency.</p>
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			<p>concerned Circle Office.</p> <p>It is further submitted that aforesaid aspects had been deliberated during forest clearance appraisal by Regional Empowered Committee (REC) in its meeting held on 21.02.23 and also recorded in minutes of meeting.</p> <p>We would like to submit that the dispensation given by the REC / State Forest dept on the aforesaid issue shall be complied by the NKTL.</p>	
2		The Committee opined that a detailed report in the may be submitted by the State Forest Department regarding the extant proposition.	No other violation has been done by M/s. NKTL other than the erection of one tower at Plot No 973 Village Kasiyatu as reported at point no 1.	The user agency has erected one tower on plot no. 973 of village Kasiyatu. Which is GMJJ land as per government record. No other violation has been done by M/S NKTL.
3		The Committee opined, if user agency started work on GMJJ while the FC proposal is still at processing level, the FC violation should be dealt as per FC Handbook's para 1.21 (ii) a & b only, whereas the Penal CA DFL area should have been 10 times of the area involved in the proposal with 5 times of NPV with regular NPV rates.	<p>The construction of tower {Base area (16mx16m) is 0.0256 ha.} in plot no. 973, Village Kasiyatu, Block Simariya, District Chatra was undertaken based on the initial land schedule report provided by the concerned Circle Office and completely unintentional act of M/s NKTL.</p> <p>It is submitted that this aspect had been deliberated during forest clearance appraisal by Regional Empowered Committee (REC) in its meeting held on 21.02.23 and also recorded in minutes of meeting.</p> <p>We would like to submit that the dispensation given by the REC / State Forest dept on the said aspect shall be complied by the NKTL.</p>	The user agency has violated the FC Act by erecting one tower on plot no. 973 of village Kasiyatu which is a GM Jungle Jhari Land. Therefore, penal CA DFL area of 10 times of the violated area involved in the proposal along with 5 times of NPV rate may be imposed on the user agency.
4		The Committee raised a question over employment generation and suggested UA to	Employment generation report justifying the data given in proposal is summarized as below :- 	Employment generation report given by the user agency may be accepted.

		submit the DPR/ Report prepared in the proposal to justify/clarify it.	<table><tr><th colspan="3">Employment details</th><td></td></tr><tr><td rowspan="4">i</td><td colspan="2">Permanent employment</td><td></td></tr><tr><td>a</td><td>No. of permanent employment (Nos) [A]</td><td>40</td></tr><tr><td>b</td><td>Period of employment (No. of days) [B]</td><td>575</td></tr><tr><td>c</td><td>No. of man-days [X]=[A]x[B]</td><td>23,000</td></tr><tr><td rowspan="2">ii</td><td colspan="2">No. of Temporary employment (Nos) [C]</td><td>110</td></tr><tr><td colspan="2">Temporary employment (No. of Man days) [Y]=[C]x[B]</td><td>63,250</td></tr><tr><td></td><td colspan="2">Total [X] +[Y]</td><td>86,250</td></tr></table>	Employment details				i	Permanent employment			a	No. of permanent employment (Nos) [A]	40	b	Period of employment (No. of days) [B]	575	c	No. of man-days [X]=[A]x[B]	23,000	ii	No. of Temporary employment (Nos) [C]		110	Temporary employment (No. of Man days) [Y]=[C]x[B]		63,250		Total [X] +[Y]		86,250	
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5		Wildlife Management Plan, soil and moisture conservation plan with approval of Chief Wildlife Warden to be submitted before the final approval.	<p>Wildlife Management & Soil Conservation Plan has been prepared by “Department of Environment, Indian Institute of Social Welfare & Business Management (A Constituent Institute of University of Kolkata)” for all three divisions and submitted to Chief Wildlife Warden Office Ranchi vide letter no NKTL (s) 2022-23/F230 dated 20.01.2023 for approval and further processing. Chief Wildlife Warden Office Ranchi office forwarded to RCCF office Hazaribagh and Medininagar vide letter no 154 dated 08.02.2023.</p> <p>The RCCF office Hazaribagh organized review meeting regarding Site Specific Wildlife Management Plan and soil conservation plan on date 16.03.2023 and necessary instruction / suggestion for few revisions / modification/ additions has been provided in said meeting dated 16.03.2023 and corresponding minute of meeting dated 21.03.2023.</p> <p>We are acting on the instructions / suggestions given in said meeting dated 16.03.2023 and we will be</p>	Undertaking for Wildlife Management & Soil Conservation Plan submitted by user agency as annexure- 3.																												

			<p>submitting a revised Wildlife Management plan and soil conservation plan at the earliest.</p> <p>We also assure to submit approved copy of Site-Specific Wildlife Management Plan and Soil Conservation Plan by competent authority before the final forest approval.</p> <p>We also undertake to bear the cost for implementation of Site-Specific Wildlife Management Plan and Soil Conservation plan approved by competent authorities.</p> <p>Undertaking for Wildlife Management & Soil Conservation Plan is attached as Annexure - 3.</p>	
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अतः प्रयोक्ता अभिकरण द्वारा समर्पित अनुपालन प्रतिवेदन पर अधोहस्ताक्षरी द्वारा दी गई मंतव्य सहित सात प्रतियाँ इस पत्र के साथ संलग्न कर अग्रेतर कार्रवाई हेतु भेजा जा रहा है।
अनु०-यथोक्त।

आपका विश्वासी,

ह०/-

वन प्रमण्डल पदाधिकारी,
 चतरा दक्षिणी वन प्रमण्डल।

ज्ञापांक- 954 दिनांक- 20/04/2023
 प्रतिलिपि-सहायक अभियंता, नार्थ कर्णपुरा ट्रांस्को लिमिटेड, नियर- मार्खम कॉलेज, हजारीबाग को सूचनार्थ प्रेषित।

वन प्रमण्डल पदाधिकारी,
 चतरा दक्षिणी वन प्रमण्डल।

[Signature]
 20/4/23



Office of the Divisional Forest Officer, Chatra South Forest Division.

Van Bhavan, Chatra- 825401(Jharkhand)

Ph. & Fax (o)- 06541-298011

E-mail-dfo-chatrasouth@gov.in

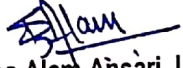
Government of India, Ministry of Environment, Forests & Climate Change, Regional Office Ranchi - No. FP/JH/TRANS/41236/2019/964 Dated 07.03.2023 compliance of query conditions has been submitted by the User Agency (NKTL,Ranchi), as below :-

Condition No.	Area of diverted forest land	Description	Compliance by User Agency	DFO South Comments
1	2	3	4	5
1	197.011 5 ha. (Chatra South- 119.880 6 ha.)	The proposal apparently involves violation over GMJJ land, which is neither under jurisdiction nor under management/ownership of State Forest Department. Revenue Department of Jharkhand has jurisdiction over such land, however, JJ land falls under deemed forest category. Therefore, either such land violation be compounded appropriately by State Government before forwarding the proposal to central government or should clearly specify the penal provisions to be undertaken along with recommendation of the department having jurisdiction in the land.	<p>The violation as mentioned in the observation pertains to one tower {Base area (16mx16m) is 0.0256 ha.} in plot no. 973, Village Kasiyatu, Block Simariya, District Chatra, which was erected unintentionally based on the authenticated land schedule report provided then by the concerned Circle Office as detail below.</p> <p>In this regard, we would like to humbly submit that, based on the land schedule provided by respective Circle Officers (CO) of Revenue Department, forest proposal for diversion of 193.2465 ha. was submitted by NKTL initially.</p> <p>It is important to mention here that during verification for nature of the said land (i.e., Plot no. 973, Village Kasiyatu, Block Simariya, District Chatra) by the Revenue Department; Circle Officer, Simariya in his report vide letter no 464 dated 08.07.2019 categorized the nature of land as "Gair Majrua" without any mention of Jungle Jhari. Based on land schedule provided by Circle Office in respect of Plot no. 973, Village Kasiyatu, as Gair Majurwa, as non-forest land erection of tower Base area (16mx16m) was undertaken. (Copy of CO report attached as Annexure 1). Subsequently, during preparation of the CS/RS certificate by Revenue Department, about 3.765 ha of land parcel which was earlier mentioned as "Gair Majrua" was found as "Jungle Jhari" accordingly revised proposal for diversion of 197.0115 Ha. was submitted by NKTL.</p> <p>It is important to highlight here that the said land (i.e., Plot no. 973, Village Kasiyatu,) which was earlier categorized as "Gair Majrua" was later on found as "Jungle Jhari" as per report by CO, Simaria vide letter no. 621 dated 14.09.2021 and accordingly NOC wrt Jungle Jhari land was issued by Revenue dept for the said land (Copy of CO report is enclosed as Annexure 2a and NOC enclosed as Annexure 2b)</p>	<p>The user agency inform that one tower {Base area (16mx16m) is 0.0256 ha.} in plot no. 973, Village Kasiyatu, Block Simariya, District Chatra, which was erected unintentionally based on the authenticated land schedule report provided then by the concerned Circle Office.</p> <p>Also , the user agency inform that Plot no. 973, Village Kasiyatu which was Initially categorized as "Gair Majrua" vide CO letter no 464 dated 08.07.2019 and later the nature of land changed from Gair Majarua to Jungle Jhari as per revised CO report vide letter no. 621 dated 14.09.2021.</p> <p>User agency agrees for any dispensation given by the REC / State Forest dept. on the aforesaid issue shall be complied by the NKTL.</p> <p>The user agency has unintentionally violated the FC Act. The user agency have erected one tower on 0.0256 ha of plot no. 973 of Kasiyatu village which is GMJJ land as per government records . No other violation apart from this had been done by the user agency.</p> <p>As the user agency has violated the FC Act. The state may impose Penal CA & Penal NPV on the user agency.</p>

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			<p>In view of above, it is humbly submitted that since Plot no. 973, Village Kasiyatu was earlier categorized as "Gair Majurwa" and the nearby land is under private Khatedari and arable land devoid of vegetation without any tree, and Revenue Department had issued NOC for said land and as such the work was started here and tower was erected unintentionally based on the authenticated land schedule report provided by the concerned Circle Office.</p> <p>It is further submitted that aforesaid aspects had been deliberated during forest clearance appraisal by Regional Empowered Committee (REC) in its meeting held on 21.02.23 and also recorded in minutes of meeting.</p> <p>We would like to submit that the dispensation given by the REC / State Forest dept on the aforesaid issue shall be complied by the NKTL.</p>																				
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4		The Committee raised a question over employment generation and suggested UA to submit the DPR/ Report prepared in the proposal to justify/clarify it.	<p>Employment generation report justifying the data given in proposal is summarized as below :-</p> <table><tr><th colspan="3">Employment details</th></tr><tr><td rowspan="4">i</td><td colspan="2">Permanent employment</td></tr><tr><td>a</td><td>No. of permanent employment (Nos) [A]</td></tr><tr><td>b</td><td>Period of employment (No. of days) [B]</td></tr><tr><td>c</td><td>No. of man-days [X]=[A]x[B]</td></tr><tr><td rowspan="3">ii</td><td colspan="2">No. of Temporary employment (Nos) [C]</td></tr><tr><td colspan="2">Temporary employment (No. of Man days) [Y]=[C]x[B]</td></tr><tr><td colspan="2">Total [X] +[Y]</td></tr></table>	Employment details			i	Permanent employment		a	No. of permanent employment (Nos) [A]	b	Period of employment (No. of days) [B]	c	No. of man-days [X]=[A]x[B]	ii	No. of Temporary employment (Nos) [C]		Temporary employment (No. of Man days) [Y]=[C]x[B]		Total [X] +[Y]		Employment generation report given by the user agency may be accepted.
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 (Shaba Alam Ansari, I.F.S)
 Divisional Forest Officer,
 Chatra South Forest Division.