

No. FCA/ 5218
HP Forest Department.

Dated Nahan, the 24/1/2025

From: DFO Nahan.

To: CF Nahan.

Subject:- Diversion of 7.565 ha of forest land in favour of HPPWD for the Construction link road from Sainwala, Boghria, Jhameria, Charuwala, Katola Km. 0/0 to 11/500. kms in jurisdiction of Nahan Forest Division Distt. Sirmour. H.P.

Reference: EDS from Nodal Officer-cum-APCCF (FCA), vide letter no. No.48-5133/2021 (FCA) Shimla dated 17.12.2024.

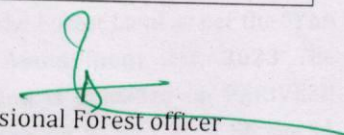
Sir,

This is with reference to the letter quoted under reference on the above captioned subject cited matter. The FCA case was returned back with the observations as raised by the Forest Department. The reply of observations is as under:-

Sl. No.	Observations	Reply
1.	In response to point No.1, 2 & 3 the Kacha path and CC Path to approach the villages have been mentioned. Whereas no documentary proof in this regard has been provide. Please upload the documentary proof.	It is intimated by the UA in response to point No.1, 2 & 3 it is already submitted that there exist various partially Katcha pedestrian path and C.C. paths to approach the villages Bogheria, Charu wala up to Katola which have been constructed by the concerned Panchayat and villagers in past for their own conveniences . Documentary proof in this regard from the Panchayat has been provided and uploaded on PARIVESH portal in additional information in Part -I at Sl. No 30 and attached as Annexure 1.
2.	Upon reviewing the brief note on the project, it reveals that private land is also involved 0.947ha of non-forest land in involved in the proposal, but the same has neither been marked in KML file, layout plan, digital MAP nor mentioned in online part -I.	It is intimated by the UA the proposed road alignment is passing through private land but due to the land kisam/status as " Jungle-Jhari " mentioned in the Revenue Records which attracts the FCA, 1980. Hence the area was considered into the Forest Land as per the " The Forest (Conservation) Amendment Act, 2023 ". The Revenue record of the land is uploaded on PARIVESH portal in additional information in Part -I at Sl. No 31 and attached as Annexure 2.
3.	The reply of point No. 5 is not strictly in accordance with observations with GoI.	It is intimated by the UA the alternative alignment and possibilities to reduce the number of trees was carried out during the site visit by the PWD Department with the officials of forest department. The emphasize on alternatives route was done during the visit. The length of alignment of No. 2 is 12.300 kms and its gradient is very steep at few places. It involves 8.045 ha of forest area and 705 trees, as compared to alignment No. 1. Hence alignment No. 2 is rejected Hence, the alternative road proposal is not feasible. Therefore, the existing proposed road is to be finalised for connecting the unconnected habitations which is unavoidable and shortest which covering lesser felling of trees as well as forest land.

Sl. No.	Observations	Reply
4.	In response to point No. 10 an undertaking to provide the gift deed has been provided, moreover dumping site stated to have been proposed in private land but same has not been marked in KML file and not mentioned in part I.	It is intimated by the UA that the proposed road alignment is passing through the private land but due to the landkism/status as "Jungle-Jhari" mentioned in the Revenue Records which attracts the FCA, 1980. Hence the area was considered into the Forest Land as per the "The Forest (Conservation) Amendment Act, 2023". The Revenue record of the land is uploaded on PARIVESH portal in additional information in Part -I at Sl. No 31 and attached as Annexure 2.
5.	In reply to point No. 12, though no site has been revised but revised land suitability certificate for 9ha area has been provided which need to be corrected for the complete CA area.	CA site is fit for plantation as per report of Range Forest Officer Jamta and land suitability certificate has been attached and same has been uploaded web portal at serial No. of S.No. 13 (v).
6.	The Administrative Approval of the project is essential document for initiating the process of project; hence Administrative Approval is essentially required.	It is intimated by the UA the Administrative Approval of the project is uploaded on PARIVESH portal in additional information in Part -I at Sl. No 32 and attached as Annexure 3.
7.	The cost benefit analysis is required to be uploaded.	It is intimated by the UA the Cost Benefit Analysis has been uploaded in the column of Part -I and uploaded in Parivesh Portal in additional information against Sr. No. 18 of Part-I and attached as Annexure 4.
8.	Though Chain age wise length & width has been provided but it does not give the detail of non-forest land and dumping sites same may be revised.	It is intimated by the UA the Chain-age wise length and width of the road has been prepared including mentioning the dumping sites and uploaded in Parivesh Portal in additional information against Sr. No. 33 of Part-I.

This is for kind information and necessary action


Divisional Forest officer
Nahan Forest Division