



## H.P. Forest Department

Shimla Forest Circle (T)

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No. C-28-b-1600/FCA/ Shimla 669 Dated, 29-4-26

From: CCF Shimla To: - Nodal Officer-cum-APCCF (FCA)  
O/o Pr.CCF (HoFF) HP, Shimla.

Subject: - Diversion of 0.5944 ha of forest land in favour of HPPWD, for the construction of Ambulance road from Ghillu to Shakrodga RD 0/00 to 2/400, within the jurisdiction of Shimla Forest Division, Distt. Shimla, HP Online proposal no FP/HP/ROAD/54036/2020.

Memo,

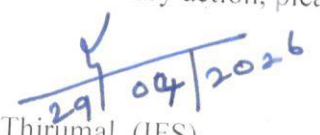
Please refer to the Integrated Regional Office Memo. No. 1/95343/2025 dated 29th January, 2025 on the subject cited above.

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: -

Sr.	Stipulation	Compliance to Stipulation
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.	In this regard DCF Shimla has 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 Panchyet on dated 7th June, 2026 (Copy enclosed as Annexure-I). This case 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. 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 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 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 polygon 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.

  
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