



By E-mail

ବନଖଣ୍ଡ ଅଧିକାରୀଙ୍କ କାର୍ଯ୍ୟାଳୟ : ବୋନାଇ ବନଖଣ୍ଡ I

OFFICE OF THE DIVISIONAL FOREST OFFICER: BONAI DIVISION.

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Memo No. 9064 /6F-(Mg.) Dt: 30.10.2021

To

The Regional Chief Conservator of Forests,  
Rourkela Circle, Rourkela.

Sub:-

Diversion of 5.888 ha. of forest land (including 0.562 ha. of Safety Zone area) in village Oraghat of Sundargarh District for Iron & Manganese Mines by M/s Sayed Abdul Halim under Bonai Forest Division.

Ref:-

1. Letter No.5-ORC412/2020-BHU dt.14.6.2021 of the MoEF, IRO, Bhubaneswar.
2. Letter No.11475/F&E dt.02.7.2021 of the F&E Deptt. Govt. of Odisha.
3. Memo No.10542 dt.29.6.2021 of the Addl. PCCF (FD & NO FC Act), Bhubaneswar.
4. Letter dated 21.10.2021 of M/s S.A. Halim.

With reference to above, it is to inform you that the MoEF & CC, Integrated Regional Office, Bhubaneswar has sought following clarification / information vide Letter No.5-ORC412/2020-BHU dt.14.6.2021.

***Whether the penalties paid by the User Agency under MMDR Act as per Hon'ble Supreme Court Order dated 02.08.2017 in W.P. (C) No.114 of 2014 (Common Cause Vrs Union of India) and penalties paid under OPLE Act includes the penalties on account of Forest (Conservation) Act,1980 also?***

In compliance to above said observation, the DDM, Koira has been requested vide this office Letter No.5373 dt.7.7.2021 to submit necessary compliance. But, the compliance report has not yet been received from the DDM, Koira. In the meantime, the Director of Mines, Odisha, Bhubaneswar has submitted the compliance of the above said observation to the Forest, Environment & Climate Change Department, Govt. of Odisha vide his Letter No.5805/DM dt.3.8.2021 as intimated by the User Agency vide his Letter dated 21.10.2021. In the said compliance, the Director of Mines reported that penalties paid by the user agency S.A. Halim under MMDR Act as per Hon'ble Supreme Court Order dated 2.8.2017 in W.P. (C) No.114/2014 (Common Cause) includes the penalties on account of F (C) Act,1980. (Copy of the Letter is attached herewith) as communicated by the User Agency.

Contd.2...

Besides, the Collector, Sundargarh was requested vide this office Letter No.5369 dt.7.7.2021 & No.7485 dt.23.9.2021 to submit necessary compliance with regard to additional information regarding penalties paid by the user agency under OPLE Act, includes the penalties on account of FC Act,1980. In response to this office Letter Nos., the Addl. District, Magistrate, Sundargarh has intimated this office vide his Letter No.9531 dt.11.10.2021 **(Copy enclosed)** that the Tehsildar, Koira has reported him that as per joint verification report by the Revenue Officials and Range Officer, Koira Range, the User Agency has already deposited the amount of ₹46,05,469/- for unauthorized working in DLC land in Oraghat Iron & Manganese Ore Mines of M/s Sayed Abdul Halim. The copy of Letter No.1985 dt.18.11.2020 of Tehsildar, Koira is **enclosed herewith**.

This is for favour of kind information and necessary action.

Encl:- As above.

Memo No. 9065 /6F-Dt: 20.10.2021

  
Divisional Forest Officer,  
⑬ Bonai Division.

Copy forwarded to the Addl. Principal Chief Conservator of Forests, Forest Diversion & Nodal Officer, F.C. Act' O/O the P.C.C.F., Odisha Bhubaneswar for favour of kind information and necessary action with reference to his Memo No.10542 dt.29.6.2021.

Memo No. 9066 /6F-Dt: 20.10.2021

  
Divisional Forest Officer,  
⑬ Bonai Division.

Copy forwarded to M/s S.A Halim, Plot No.90, First Floor, Satyanagar, Near Satyanagar SBI, Bhubaneswar-751007 for information and necessary action with reference to his Letter dated 21.10.2021.

  
Divisional Forest Officer,  
⑬ Bonai Division.