



H.P. Forest Department
Nahan Forest Circle
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From: C.F. Nahan.

To: Nodal Officer-cum-APCCF(FCA)
 O/o Pr.CCF(HoFF) H.P. Shimla.

Subject: Diversion of 7.565 ha of forest land in favour of HPPWD for the construction of 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.

Memo:

Kindly refer to your office memo No. HPFD-F/2/2024-FCA- 533959/2024 dated 17.12.2024 on the subject cited above.

In this regard, the point wise reply of observations as raised vide your office memo referred to above is submitted as under please:-

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.	In this connection, User Agency has been intimated 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 against Sr. No 30 of Part-I by User Agency.
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.	In this connection, User Agency has been intimated that the proposed road alignment is passing through private land but due to the land kism/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 has been uploaded on PARIVESH portal in additional information against Sr. No. No 31.
3.	The reply of point No. 5 is not strictly in accordance with observations with GoI.	In this connection, User Agency has been intimated that interlocutory application has been filed in the Hon’ble Supreme Court of India on

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		behalf of State Govt. to modification the order dated 11.03.2019 and for allowing the State Govt. to divert the forest land under the Forest (Conservation) Act, 1980. The application has been allowed by the Hon'ble Supreme Court of India on 08.02.2023. Copy of the same has been uploaded on Parivesh portal in additional information against Sr. No. 36 of Part-I. Further it is intimated by the User Agency that 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. Theemphasize 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. 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.
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.	In this connection, user agency has intimated that the proposed road alignment is passing through the private land but due to the land kism/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 has been uploaded on PARIVESH portal in additional information against Sr. No. No 31.
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.	In this connection, DFO Nahan has intimated CA site is fit for plantation and necessary correction has been done and land suitability certificate has been uploaded on Parivesh portal against at Sr. No. 13(v) of Part-II.
6.	The Administrative Approval	The Administrative Approval of the project has

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	of the project is essential document for initiating the process of project; hence Administrative Approval is essentially required.	been uploaded on PARIVESH portal in additional information against Sr. No. 32 of Part-I by the User Agency.
7.	The cost benefit analysis is required to uploaded.	Cost Benefit Analysis has been uploaded in the appropriate column of Part -I by User Agency.

Conservator of Forests,
Nahan Forest Circle Nahan.