

I/8053/2022



File No.FC/HPB/06/29/2021

भारत सरकार/GOVERNMENT OF INDIA

एकीकृत क्षेत्रीय कार्यालय

Integrated Regional Office

पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय

Ministry of Environment, Forest and Climate Change

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दिनांक: 11.04.2022

पत्र सं०: एफ.सी. /एच.पी. सी./06/29/2021 .

सेवा में,

नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.)
हिमाचल प्रदेश सरकार, वन विभाग, टालैंड, शिमला।
(Email: nodalfcahp@yahoo.com)

विषय: Diversion of 0.327 ha forest land in favour of HPPWD for the construction of link road from village Bhogpur Simbalwala km.0/0 to 3/440 (portion 1/730 to 2/120 and 3/285 to 3.440), within the jurisdiction of Nahan Forest Division Distt. Sirmour Himachal Pradesh. (Online Proposal No. FP/HP/Road/22919/2016).

संदर्भ: नोडल अधिकारी-सह-अतिरिक्त प्रधान मुख्य अरण्यपाल (एफ.सी.ए.), हि0प्र0 के पत्रांक 48-3489/2016/ (एफ.सी.ए.) दिनांक 10.03.2022

महोदय,

उपरोक्त विषय पर संदर्भित पत्र का आशय ग्रहण करते हुए आपको यह सूचित करना है कि प्रस्ताव में निम्नलिखित कमियां पाई गयी हैं। अतः राज्य सरकार निम्न बिन्दुओं पर आवश्यक सूचनाएं प्रेषित करने का कष्ट करें, ताकि आगामी कार्यवाही सुनिश्चित की जा सके :-

1. In the Site Inspection report it has been submitted the proposed road has violated the FCA guidelines. As such following clarification/justification may be provided:-
 - i. The Action Taken Report against the violators as per Para 1.21 (i) and (ii) of FCA Guidelines may uploaded in the portal.
 - ii. Action taken by the State Government against the officials concerned for not being able to prevent the use of forest land for non-forestry purpose without prior approval of Govt. of India.
2. The clarification/documents regarding the following may also be provided:
 - i. Complete legible list of 2183 roads provided by HPPWD to Hon'ble High Court of Himachal Pradesh constructed in violation of FCA, 1980 highlighting the Sr. no. and name of the road of the extant proposal.
 - ii. Copies of orders of the Hon'ble High Court of H.P. which clearly finds mention of regularization of 2183 roads which have already been constructed in violation of the provisions of FCA, 1980.
3. The aerial distance of the project from Kalesar WLS has been provided. However, the exact aerial distance of the proposed project from notified or proposed ESZ of Kalesar WLS from competent authority may also be provided.
4. FRA Certificate has been submitted. However, the records and annexures of consultations and proceedings of FRC and Gram Sabha of all the concerned villages are required to be submitted before Stage-II.

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As per the latest direction of the Ministry of Environment, Forest and Climate Change, Government of India vide File No. FC-7/43/2020-FC dated 22.03.2022, the proposals for use of forest land for non-forest purposes which includes violation of Forest (Conservation) Act, 1980 as specified in Para-1.21 (i) and (ii) will be examined at the level of Ministry. Therefore, the State Government is requested to submit the reply to this office at the earliest.

यदि चाही गई सूचना पत्र जारी होने की तिथि के 60 दिनों के भीतर (अधिकतम 90 दिन) इस कार्यालय में प्राप्त नहीं हुई तो प्रस्ताव को निरस्त किया जा सकता है।

भवदीय,
हो/
(सत्य प्रकाश नेगी)
क्षेत्रीय अधिकारी