

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
क्षेत्रीय कार्यालय,
पिरियसन रोड,
वन अनुसंधान संस्थान परिसर,
पो0ओ0 न्यू फॉरेस्ट, देहरादून-248006
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GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT,
FORESTS & CLIMATE CHANGE,
REGIONAL OFFICE, Pearson Road,
FRI Campus, P.O. New Forest,
Dehradun - 248006
Phone: 0135-2750809

File No. 8B/UCP/09/64/2016/FC/191

Dated: 03.05.2016

To,
✓ The Addl. PCCF & Nodal Officer
Forest Conservation
Indira Nagar Forest Colony
Dehradun, Uttarakhand

Sub: जनपद-देहरादून में मसूरी नगरपालिका स्थित श्रीनगर इस्टेट क्षेत्रान्तर्गत श्री अमित राजेन्द्र कुमार गुप्ता पुत्र स्व0 श्री राजेन्द्र कुमार गुप्ता द्वारा उनके निजी स्वामित्व की 0.024996 है0 निजी वन भूमि में भवन निर्माण हेतु वन (संरक्षण) अधिनियम, 1980 के अन्तर्गत पूर्वानुमति तथा उक्त से सम्बन्धित प्रत्यावर्तन की स्वीकृति।

Sir,

I am directed to refer to your letter No. 2791/FP/UK/Others/14556/2015 dated 15.03.2016 seeking prior approval of the Central Govt. for diversion of 0.024996 ha of notified private forest land under Section-2 of the Forest (Conservation) Act, 1980 and to inform that the Ministry of Environment, Forests & Climate Change, Govt. of India issued guidelines regarding diversion of notified private forest land for construction of residential buildings in the area under the jurisdiction of Mussoorie- Dehradun Development Authority (MDDA) in Mussoorie vide letter No. L-UP/952/1996-FC-V dated 11.02.2011. Regional Office, Lucknow sought further clarifications/decision on the guidelines from the Ministry vide letters dated 05.03.2014 on which the decision of the Ministry was conveyed vide letter No. 11-103/2014-FC dated 02.05.2014.

The proposal was examined in the light of the guidelines / clarification on the guidelines issued by the Ministry vide letter dated 11.02.2011 and 02.05.2014 and the following issues have come to notice:-

1. Shri Amit Rajendra Kumar Gupta, s/o. Late Shri Rajendra Kumar Gupta is presently residing in Flat No. H-401, Doon Trafalgar, Dohran Khas, Dehradun. Therefore, it is clear that Shri Amit Rajendra Kumar Gupta wants to have another residence at Mussoorie. Thus, this proposal does not qualify as homestead owner.
2. Further, it is seen from the Sale Deed attached with the proposal that the land in question was purchased by Shri Amit Rajendra Kumar Gupta, on 18.01.2012 from Shri Azhar Ali Shah, s/o. Late Shri Jawad Ali through his power of attorney Smt. Zakia Ali Shah W/o Late Shri Jawad Ali Shah. Thus, this proposal does not qualify as homestead owner.
3. As per guidelines, diversion of forest land has been strictly restricted to construction of residential or dwelling houses in private forest land in MDDA area of Uttarakhand where non-forest land is not available. However, as brought out in the clarification on guidelines dated 11.02.2011; there is plenty of non-forest land available in Mussoorie.

In view of the above, it is not possible to accord approval for diversion of forest land in favour of Shri Amit Rajender Kumar Gupta for construction of residential building in the Sri Nagar Estate (A notified private forest) and hence the proposal is rejected.

Your's faithfully

(M.S. Negi)

Conservator of Forests

Copy to:

1. The Principal Secretary (Forests), Govt. of Uttarakhand, Subhash Road, Dehradun.
2. The Office Order Pad.

(M.S. Negi)
Conservator of Forests