



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 15.55 Ha. of forest land for Construction of Tunnels T2 Double Tube at Peerah-Kunfur on NH-IA by NHAI in Batote Forest Division.

Reference: (i) Minutes of the 96th Forest Advisory Committee meeting held on 14-02-2017 under the Chairmanship of Chief Secretary(Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA) vide No.PCCF/FCA/2304-II/870-902 dated 23-02-2017.

(ii) Cabinet Decision No.41/Cir/2017 dated 20-04-2017 conveyed by the General Administration Department.

(iii) Letter No. PCCF/FCA/2090/2021-23 dated 11 -05-2017 received from the Pr.Chief Conservator of Forests, J&K,

Government Order No:- 145 -FST of 2017
Dated:- 8 - -06-2017.

Sanction is hereby accorded to the use of 15.55 Ha. of forest land for Construction of Tunnels T2 Double Tube at Peerah- Kunfur on NH-IA by NHAI in Batote Forest Division. with the following particulars:-

1.	User Agency/Applicant	NHAI
2.	Location	Comptt. : 22b/Btt, 23a/Btt and 28/Btt Block : Sanasar Range : Batote Division : Batote Forest Division District : Ramban
3.	Forest land involved	15.55 Hectare
4.	Crown Density	Dense and Open
5.	Whether the area involve or forms part of the wildlife Protected Area	No
6.	Salient features of the project:	
	1. Details of Forest area involved:-	
	Tunnel 2 Tube 1 st	2.696 Ha.
	Tunnel 2 Tube 2 nd	2.304 Ha.
	North Portal and South Portal of Tube 1 st & 2 nd	1.60 Ha.
	Dumping site No. 1	7.55 Ha.
	Dumping site No. 2	1.00 Ha.
	25% execution loss	0.40 Ha.
	Total Forest area involved	15.55 Ha.
	2. Protection work on forest land :- The breast/retaining walls and side drains shall be provided as per requirement	

7. Number of Trees / Poles/ Saplings involved.					
Division	Species	Tress	Poles	Saplings	Total
Batote	Chir	39	0	5	44
	Broad leaved Champ, Kainth, Shisham etc.	107	456	747	1310
	Sub total	146	456	752	1354
NHAJ Project	Chir	2	1	0	3
	Broad leaved	10	10	1929	1949
	Sub total	12	11	1929	1952
Total		158	467	2681	3306

8. Net Present Value of forest land involved					
Comptt	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
28/Btt	1.00	Dense	VI	8.97	8,97,000/-
	0.60	Open	VI	6.99	4,19,400/-
	0.40	Open	VI	6.99	2,79,600/-
	5.00	Open	VI	6.99	34,95,000/-
22b/Btt (Dumping Site)	1.00	Dense	VI	8.97	8,97,000/-
23a/Btt (Dumping Site)	7.55	Dense	VI	8.97	67,72,350/-
Total	15.55				1,27,60,350/-

9. Compensatory Afforestation:	
<p>The Deputy Commissioner, Ramban has issued certificate vide No: DCR/SQ/1961-67 dated 18.10.2016 that non-forest/ state land measuring 18.93 Ha. out of khasra No: 1288 situated at village Mangi Tehsil Khari shall be transferred to the Forest Department for compensatory Afforestation in lieu of the forest land to be utilized for the project. Therefore, only one time Compensatory Afforestation cost shall be charged from the User Agency.</p>	Rs.15,55,000/-

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10.	Compensation of trees/poles/saplings	Batote = Rs. 10,35,000/- NHA1 Project = Rs. 1,55,000/- Total = Rs. 11,90,000/-
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However, the above sanction shall be subject to the terms and conditions as given here under:

1. The proprietary and legal status of forest land shall remain unchanged.
2. The User Agency and /or its contractors will not bring any forest area under their use, other than the actual area/activity approved by the Government for the instant proposal. Any laxity or deviation on this account by the User Agency or its contractors will attract penal provisions of the relevant Acts/legal provisions.
3. The forest land shall be utilized only for the purpose for which it has been indented.
4. The forest land shall not be mortgaged, reassigned, leased or sub-leased by user agency in any manner what so ever to any other agency.
5. The user Agency had made the payment in full of the amount summarized below, as reported by the Nodal Officer FCA, vide letter mentioned at Ref.(iii).

S.NO	Component	Amount
i	Net Present Value	Rs. 1,27,60,350/-
ii	Compensatory Afforestation	Rs. 15,55,000/-
iii	Compensation of trees/poles/saplings	Rs. 11,90,000/-
	Total	Rs. 1,55,05,350/-

6. The User Agency shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
7. (i) The extraction of the trees /poles/saplings shall be done by the State Forest Corporation/Divisional Forest Officer concerned on the basis of markings administratively approved by the Chief Conservator of Forests, Jammu. The marking for tree felling will be done in consultation with the user agency and effort shall be made to save maximum number of trees/poles/saplings. The cost of extraction shall be paid by the User Agency directly to the agency executing the extraction.

(ii) The fundamental rule for marking of trees, enumerated during processing of the proposals, will be to save maximum number of trees without compromising with the construction and maintenance of the approved project structure and no trees/poles/saplings will be felled/cut/pruned/ lopped for purposes/project activities other than those approved/sanctioned.

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8. The User Agency shall construct retaining walls/breast walls on forest land and take all necessary steps to check soil erosion which may result due to proposed construction.
9. The User Agency shall ensure that Mulba is dumped either at identified place within the forest land proposed for diversion or shall arrange the dumping of Mulba outside the forest area.
10. Any damage done to the forest by the User Agency or its contractors shall be charged from the User Agency @ 10 times the standard rate of 1992.
11. The forest land so allowed for use shall return to the Forest Department free of any encumbrances when it is no longer required by the User Agency.
12. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.

By Order of the Government of Jammu and Kashmir.

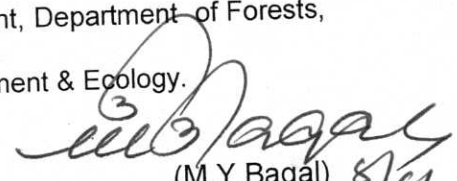
Sd/-
(Muhammad Afzal) IAS,
Commissioner/ Secretary to Government
Forest, Env. & Ecology Department

Dated:- 8-6-2017.

No:-FST/Land/8/2017

Copy to the:-

1. Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
2. Principal Chief Conservator of Forests, (HoFF), J&K, Srinagar.
3. Commissioner /Secretary to Government, Public, Works (R&B) Department.
4. Divisional Commissioner Jammu for information.
5. Director, Social Forestry, J&K
6. Director, Soil & Water Conservation Department, J&K.
7. Director, SFRI, J&K
7. Director, Archives, Archaeology & Museums J&K
9. CCF/Nodal Officer, FCA, office of the PCCF, J&K,
10. Officer on Special Duty with the Hon'ble Minister for forests, Environment & Ecology.
11. Special Assistant to Hon'ble MoS for Forest, Environment & Ecology.
12. Private Secretary to the Chief Secretary (Chairman FAC),
13. Private Secretary to Commissioner/.Secretary to Government, Department of Forests, Environment & Ecology.
14. P.A to Secretary (Technical) Department of Forest, Environment & Ecology.
15. Government order file/Stock file.


(M.Y Baqal) 8/6/17
Under Secretary to Government
Forest, Env. & Ecology Deptt.

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