



**Government of Jammu and Kashmir  
Forests, Environment & Ecology Department**

- Subject:-** Use of 5.242 Ha. of forest land for construction of underground tunnels coming under the widening of NHAI (Now N-44) from Km. 151 to Km. 187 by NHAI in Ramban 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/901-III/2397-99 dated 08-06-2017 received from the Pr.Chief Conservator of Forests, J&K,

*File No. 901/III*  
*2579/1409*

**Government Order No:- 210 -FST of 2017**  
**Dated:- 08-09-2017.**

Sanction is hereby accorded to the use 5.242 Ha. of forest land for construction of underground tunnels coming under the widening of NHAI (Now N-44) from Km. 151 to Km. 187 by NHAI in Ramban Forest Division., with the following particulars:-

1.	<b>User Agency/Applicant</b>	NHAI
2.	<b>Location</b>	Comptt. : 35, 36 & 38/Ramban Block : Ramban Range : Ramban Division : Ramban Forest Division District : Ramban
3.	<b>Forest land involved</b>	5.242 Hectare
4.	<b>Crown Density</b>	
5.	<b>Whether the area involve or forms part of the wildlife Protected Area</b>	No
6.	<b>Salient features of the project:</b>	
	3. Details of Forest area involved:-	
	Area involved in Tunnels:	<b>Tunnel T5:</b> Length = 585 Mtr. Width = 15 Mtr. Area = 8775 Sq.Mtrs <b>Tunnel T6:</b> Length = 610 Mtr. Width = 15 Mtr. Area = 9150 Sq.Mtrs <b>Tunnel T7:</b> Length = 870 Mtr. Width = 15 Mtr. Area = 13050 Sq.Mtrs Total = 30980 Sq. Mtr = 3.098 Ha.
	North Portal and South Portal area	2144 Sq.Mtr = 2.1440 Ha

*Accepted*  
*18/9*  
*Ash/ZA*  
*13/9*



	Dumping site	The proposal for use of 8.08 Ha (7 No. of dumping sites) of forest land for dumping of mulba to be excavated from widening of NHAI and proposed tunnels from Ramban to Banihal stretch (Km 151 to Km 187) stands approved by the Forest Advisory Committee in its 95 <sup>th</sup> FAC held on 25.10.2016.				
	<b>Total Forest area involved</b>	5.242 Ha.				
	2. Protection work on forest land:	The breast/retaining walls and side drains shall be provided as per requirement				
7.	<b>Number of Trees / Poles/ Saplings involved.</b>					
	<b>Species</b>	<b>Trees (30-40cm &amp; above)</b>	<b>Poles (20-30cm &amp; 10-20cm)</b>	<b>Saplings (0-10cm)</b>	<b>Total</b>	
	Chir	21	21	10	52	
	Kail	6	0	0	6	
	<u>Broad leaved Champ, Kiker, &amp; Tunu</u>	2	71	68	141	
	<b>Total</b>	<b>29</b>	<b>92</b>	<b>78</b>	<b>199</b>	
8.	<b>Net Present Value of forest land involved</b>					
	<b>Comptt</b>	<b>Area involved (Ha.)</b>	<b>Crop Density</b>	<b>Eco-Value Class</b>	<b>Rate/ Ha (Rs. In Lac)</b>	<b>Amount (Rs.)</b>
	35, 36 & 38/Ramban	5.242	Dense	VI	8.97	47,02,074/-
9.	<b>Compensatory Afforestation for double the area involved under portals i.e. 4.288 Ha.</b>			Rs. 4,28,800/- for portal area only. (C.A exempted for underground tunnel area)		
10.	<b>Compensation of trees/poles/saplings</b>			Rs.2,11,163/-		

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 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. 47,02,074/-/-
ii	Compensatory Afforestation	Rs. 4,28,800/-
iii	Compensation of trees/poles/saplings	Rs. 2,11,163/-
	<b>Total</b>	<b>Rs. 53,42,037/-</b>



5. 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.
6. Construction will be allowed on forest land only after payment of amount summarized above to the Forest Department and Government sanction is issued in the case.
7. The User Agency shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
8. (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.
9. 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.
10. **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.**
11. 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.
12. 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.
13. 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, Environment & Ecology Department.


No:-FST/Land/8/2017

Dated:- 08-09-2017.

Copy to the:-

1. Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
2. Commissioner /Secretary to Government, Public, Works (R&B) Department
3. Principal Chief Conservator of Forests,, J&K, Srinagar.
4. Divisional Commissioner Jammu for information.

5. Director, Social Forestry, J&K, Jammu.
6. Director, Soil & Water Conservation Department, J&K, Jammu.
7. Director, SFRI, J&K Jammu.
8. Director Archives, Archaeology & Museums J&K, Jammu.
9. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Jammu.
10. Officer on Special Duty with the Hon'ble Minister for forest, 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.

  
(Sukhdev Singh Sariyal) KAS  
Additional Secretary to Government  
Forest, Environment & Ecology Department.


**Government of Jammu and Kashmir**  
Office of the Principal Chief Conservator of Forests J&K, Srinagar

No: PCCF/FCA/901-III/ 6265

Dated: 15/09/2017

**Copy of above forwarded for information and necessary action to the:**

1. Chief Conservator of Forests, Jammu, Exchange Road Dogra Hall, Jammu.
2. Project Director, National Highway Authority of India, PIU, Jammu.
3. Conservator of Forests, Chenab Circle, Doda.
4. Divisional Forest Officer, Ramban Forests Division, Ramban.

  
(Dr. Mohit Gera), IFS  
Addl. PCCF (Central)/  
CCF (FCA)/Nodal Officer

  
15/9/17