



Government of Jammu and Kashmir  
Forests, Environment & Ecology Department

Subject:- Use of 0.21 Ha. of forest land for construction of road from Panjar to Saddal in Udhampur Forest Division by PMGSY.

Reference: (i) Minutes of the 100th Forest Advisory Committee meeting held on 25-07-2017 under the Chairmanship of Chief Secretary(Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA)vide No.PCCF/FCA/2426/3200-3219 dated 26-07-2017.

(ii) Cabinet decision No.130/9/2017 dated 28-07-2017 conveyed by the General Administration Department.

(iii) Letter No. PCCF/FCA/2009/5145-4725-10-2017. received from the Pr. Chief Conservator of Forests, J&K,

Government Order No:- 264 -FST of 2017  
Dated:- 13 -11-2017.

Sanction is hereby accorded to the use of 0.21 Ha. of forest land for construction of road from Panjar to Saddal in Udhampur Forest Division by PMGSY with the following particulars:-

**Details of the Proposal:**

1.	<b>User Agency/Applicant</b>	PMGSY	
2.	<b>Location</b>	Comptt. : State land (Old Forest Closure adjacent to CO No.25/P) Block : Panjar Range : Panchari Forest Division : Udhampur District : Udhampur	
3.	<b>Objective</b>	To provide road connectivity to village Saddal, two primary schools and PHC. The road shall benefit 418 souls of Saddal village.	
4.	<b>Salient Features of the project:</b>		
	I	Total Length of the road	7.00 Km.
	II	Length of the road through Forest land	350 Mtrs.
	III	Width of the road	6.00 Mtrs.
	IV	Therefore forest land required for road	0.21 Ha.

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V	Mulba Dumping sites	Proposed on State land in village Panjar in Tehsil Mounгри. DC has issued order in this regard on 14 <sup>th</sup> July, 2017.
VI	Total Forest land required	0.21 Ha
VII	Protection work on Forest Land	The User Agency shall provide protection works on Forest Land as per details given in DPR.

5. Crop Density of the area

Dense

6.	a	Whether the forest land proposed to be used for non forest purpose forms part of a natural reserve, national park, wildlife sanctuary, biosphere reserve or forms part of the habitat of any endangered or threatened species of flora and fauna or any area lying in severely eroded catchment.	No
	b	Whether the use of any forest land is for agriculture purposes or for the rehabilitation of displaced persons.	No
	c	Whether the Principal Chief Conservator of Forests has certified that it has, considered all other alternatives and that no other alternative in circumstances are feasible and that the required area is the minimum needed for the purposes, and,	Yes
	d	Whether the department or authority requisitioning forest land for non forest uses undertakes to provide at its own cost acquisition of an equivalent area and afforestation thereof.	Compensatory Afforestation not applicable as the area is less than one hectare. However, the user agency has undertaken to pay the NPV as per the Hon'ble Supreme Court directions.

7. Number of Trees / Poles/ Saplings involved:

Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)	Total
Chir Green	18	65	02	85
Kail	03	04	0	7
Total	21	69	02	92

8. Net Present Value of forest land involved:

Comptt.	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
25/P	0.21	Dense	V	8.45	Rs. 1,77,450/-

9. Compensatory Afforestation

Not applicable

10. Compensation of trees/poles/saplings

(less than one Ha.)

Rs. 78,880/-

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ver, the above sanction shall be subject to the terms and conditions as given 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. 1,77,450 /-
ii.	Compensation of trees/poles/saplings	Rs. 78,880/-
<b>Total</b>		<b>Rs. 2,56,330/-</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. 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.
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. 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.
10. 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.
11. 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

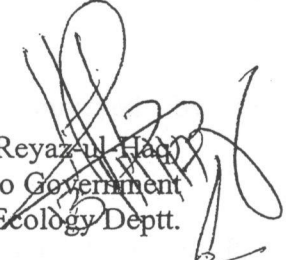
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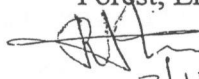
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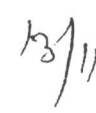
Dated:- 13 -11-2017.

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, Jammu
4. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Jammu.
5. Divisional Commissioner Jammu for information.
6. Chief Conservator of Forests,Jammu.
7. Director ,Archives, Archaeology & Museums J&K, Jammu.
8. Officer on Special Duty with the Hon'ble Minister for forests, Environment & Ecology.
9. Special Assistant to Hon'ble MoS for Forest, Environment & Ecology.
10. Private Secretary to the Chief Secretary (Chairman FAC),
11. Private Secretary to Commissioner/.Secretary to Government, Department of Forests, Environment & Ecology.
12. P.A to Secretary (Technical) Department of Forest, Environment & Ecology.
13. Government order file/Stock file.

  
 (Reyaz-ul-Haq)  
 Under Secretary to Government  
 Forest, Environment & Ecology Deptt.

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

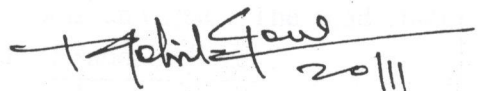
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Dated: 20/11/2017

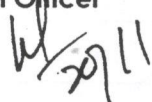
Copy for information to the:

1. Chief Conservator of Forests, Jammu.
2. Chief Engineer, PMGSY, Jammu.
3. Conservator of Forests, East Circle, Jammu.
4. Divisional Forest Officer, Uhdampur Forest Division, Udhampur.
5. Executive Engineer, PMGSY Division Reasi.

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

  
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