



Government of Jammu and Kashmir  
Forests, Environment & Ecology Department

Subject:- Use of 0.692 Ha. of forest land for construction of road from Thathri to Chira Phase-VIII, Package No.JK04-148 Block Thathri by PMGSY in Bhaderwah Forest Division.

Reference: (i) Minutes of the 97th Forest Advisory Committee meeting held on 20-05-2017 under the Chairmanship of Chief Secretary(Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA)vide No.PCCF/FCA/2349-1/2211-32 dated 01-06-2017.

(ii) Cabinet decision No.88/6/2017 dated 16-06-2017 conveyed by the General Administration Department.

(iii) Letter No. PCCF/FCA//1909/4504-06 dated 27-09-2017. received from the Pr. Chief Conservator of Forests, J&K,

Government Order No:- 12 -FST of 2018

Dated:- 10 -01-2018.

Sanction is hereby accorded to the use of 0.692 Ha. of forest land for construction of road from Thathri to Chira Phase-VIII,Package No.JK04-148 Block Thathri by PMGSY in Bhaderwah Forest Division with the following particulars:-

1.	User Agency/Applicant	PMGSY
2.	Location	Comptt. : 6/Jwr Range : Thathri Block : Thathri Division : Bhaderwah District : Doda
3.	Objective of the proposal	To connect village Chira with Tathri having target population of 334 souls
4.	Salient Features of the project:	
	I	Total Length of the road 19.00 Km.
	II	Length of the road through Forest land 1050 Mtrs.
	III	Width of the road 6.00 Mtrs.
	IV	Therefore forest land required for road 0.63 Ha.

V	Forest land required for Mulba Dumping (2 Sites)	i. (20 Mtrs. x20 Mtrs.) = 400 Sq. Mtrs. ii. (15 Mtrs. x15 Mtrs.) = 225 Sq. Mtrs. Total = 0.062 Ha.
VI	Total Forest land required	0.692 Ha.
VII	Protection work on Forest Land	The User Agency shall construct Retaining/Breast Wall on the forest land as per requirement.
5.	<b>Crop Density of the area</b>	Dense

6. **Mandatory required information:-**

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 had 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.	Not required as the area to be diverted is less than one Ha., however, the User Agency has agreed to pay NPV as per the Hon'ble Supreme Court directions and compensation of the trees.

7. **Number of Trees / Poles/ Saplings involved:**

Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)	Total
Deodar Green	14	21	259	294
Kail Green	31	143	243	417
<b>Total</b>	<b>45</b>	<b>164</b>	<b>502</b>	<b>711</b>

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Net Present Value of forest land involved:						
8.	Comptt. No.	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
	06/Jwr	0.692	Dense	VI	8.97	Rs.6,20,724/-
9.	Compensation of trees/poles/saplings					Rs.7,84,460/-
10.	Roadside Avenue Plantation					Rs.6,30,000/-

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.6,20,724/-
ii.	Compensation of trees	Rs.7,84,460/-
iii.	Roadside Plantation	Rs.6,30,000/-
<b>Total</b>		<b>Rs. 20,35,184/-</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. 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/-  
(Saurabh Bhagat) IAS,  
Commissioner/ Secretary to Government  
Forest, Environment & Ecology Deptt.

No:-FST/Land/22/2017

Dated:- 10 -01-2018.

Copy to the:-

1. Secretary to the Govt. of India, Ministry of Env, Forests and Climate Change, New Delhi.
2. Commissioner/Secretary to Government, Public Works(R&B) Department.
3. Divisional Commissioner Jammu for information.
4. Principal Chief Conservator of Forests, J&K, Jammu.
5. CCF/Nodal Officer, FCA, office of the PCCF, J&K
6. Director, Archives, Archaeology & Museums J&K, Jammu.
7. Chief Engineer, PMGSY 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 Govt. Department of Forests, Env. & Ecology.
12. P.A to Secretary (Technical) Department of Forest, Environment & Ecology.
13. Government order file/Stock file.

Under Secretary to Government

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

**BY Fax**

NO. PCCF/FCA/1909/284-88

Dated 11 -01-2018

Copy of above forwarded for necessary action to the:-

1. Chief Conservator of Forests, Jammu.
2. Chief Engineer, PMGSY Jammu.
3. Conservator of Forests, Chenab Circle, Doda.
4. Divisional Forest Officer, Bhaderwah Forest Division, Bhaderwah.
5. Executive Engineer, PMGSY Division, Thathri.

(Dr. Mohit Gera) IFS  
Addl. Pr. C.C. Forests Central/  
Nodal Officer