



Government of Jammu and Kashmir
Department of Forest, Environment & Ecology
Civil Secretariat, Srinagar
www.jkforestadm.nic.in

Subject: - Use of 5.8936 Ha. of forest land for construction of Tunnels T-6 to T-12 on Katra Dharama Section of USBRL Project in Mahore Forest Division by Northern Railway.

Reference: (i) Minutes of the 105th meeting of the Forest Advisory Committee held on 06.04.2018 under the Chairmanship of Chief Secretary J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA) vide No. PCCF/FCA/2639/2229-53 dated: 09-04-2018.

(ii) J&K State Administrative Council Decision No. 4/1/2018 dated 28.06.2018

(III) Letter No. PCCF/FCA/2078/4205-08 dated 31.07.2018 received from Pr. Chief Conservator of Forests. (HoFF), J&K.

Government Order No. - 266- FST of 2018
Date:- 13-08-2018

Sanction is hereby, accorded to the Use of 5.8936 Ha. of forest land for construction of Tunnels T-6 to T-12 on Katra Dharama Section of USBRL Project in Mahore Forest Division by Northern Railway with the following particulars

Details of the Current Proposal:

1.	User Agency/Applicant	Northern Railway
2.	Location	Comptt. : 88/Ar, 89/Ar, 92/Ar, 93/Ar, 94/Ar, 95/Ar and 96/Ar. Range : Mahore Block : Kanthan Division : Mahore Forest Division District : Reasi
3.	Objective	USBRL is a National Project and construction of the Tunnels from T-6 to T-12 on Katra Dharama section Project are part of Railway line/Alignment.
4.	Salient Features of the project:	
	I	Total Length of the tunnel : 7.804 Km.

Handwritten notes:
FNO
2078
S.O (PCCF) / J.A (A)
For m/a.
20/8/18
C.C.F (PCCF)

Handwritten notes:
1000/-
20/8/18

Handwritten notes:
Govt. order entered in relevant system date 20/8/18.

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[Signature]

II	Length of the tunnel through Forest land	6548.42 Mtrs.
III	Width of the tunnel	9.00 Mtrs.
IV	Therefore forest land required for tunnel	5.8936 Ha.
V	Area Proposed for the Muck disposal sites.	For disposal of muck to be excavated from the tunnels the User Agency has acquired eight (8) dumping yards out of which Dumping yard No:3 which is on forest land stands allowed for dumping vide Government Order No: 02 FST of 2018 dated: 04.01.2018, while as rest of Dumping yards viz 1,2,4,5,6,7 and 8 have been acquired on private land in villages Kanthan, Judda, Dhansal, and Dugga.
VI	Total forest area involved in the proposed project	5.8936 Ha.
VII	Protection work	Nil
5.	Crop Density of the area	Dense Forest
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 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.	Compensatory Afforestation not applicable as the User Agency has to construct tunnels only. 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:	Nil

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Net Present Value of forest land involved:					
Comptt. No.	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
88/Ar	0.6186	Dense	VI	8.97	Rs. 52,86,560/-
89/Ar	1.2852				
92/Ar	0.6714				
93/Ar	1.0758				
94/Ar	1.1317				
95/Ar	0.2334				
96/Ar	0.8774				
Total	5.8936				
9.	Compensatory Afforestation :		Nil (As the User Agency has to construct tunnels only)		
10.	Compensation of trees/poles/saplings		Nil.		

The user agency has made the payment in full of the amount summarized below as reported by PCCF vide letter mentioned at Ref. (iii).

S.No.	Component	Amount
i.	Net Present Value	Rs. 52,86,560/-
Total		Rs. 52,86,560/-

Terms and Conditions:-

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 shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
6. 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.

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7. Any damage done to the forest by the User Agency or its contractors shall be charged from the User Agency @ 10 times as per the revised standard rate of 2018 issued vide the Government Order No: 10-FST of 2018 dated: 09.01.2018.
8. 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.
9. 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 & Kashmir.

Sd/-
(Saurabh Bhagat)IAS
Commissioner / Secretary to Government
Forest, Environment & Ecology Department.
Dated:- 13-08-2018.

No:FST/Land/31/2018

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, J&K, Srinagar.
3. Divisional Commissioner Jammu for information.
4. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Srinagar
5. CCF, Jammu.
6. Director, Archives, Archaeology & Museums J&K, Srinagar.
7. Chief Engineer (South) USBRL Project Jammu.
8. OSD to Hon'ble Advisor (K) for kind information of Hon'ble Advisor.
9. Private Secretary to the Chief Secretary (Chairman FAC).
10. Private Secretary to Comm./Secretary to Government, Department of Forests, Environment & Ecology
11. P.A to Secretary (Technical) Department of Forest, Environment & Ecology.
12. Government order file.(w.2.s.c) / stock file.

Under Secretary to Government
Forest, Environment & Ecology Department

Government of Jammu and Kashmir

Office of the Principal Chief Conservator of Forests J&K, Srinagar

PCCF/FCA/2078/

4630-42

Dated: 20/08/2018

Copy of above forwarded for necessary action to the:

1. Chief Conservator of Forests, Jammu.
2. Chief Engineer, South USBRL, Project , Northern Railway Jammu
3. Conservator of Forests, West Circle Rajouri
4. Divisional Forest Officer, Mahore Forest Division Mahore.
5. Deputy Chief Engineer/Const. Northern Rily Reasi, J&K

(Abdul Gani), IFS

Chief Conservator of Forests
(FCA)/ Nodal Officer