



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

Subject:-Use of 17.554 Ha. of forest land coming over Railway Tunnel T-2 for non forestry purpose i.e. underground construction of Tunnels for Railway in Km. 33.212 to Km. 38.375 on Katra -Reasi USBRL Project.

Reference: (i) Minutes of the 106th meeting of the Forestry Advisory Committee held on 20.04.2018 under the Chairmanship of Chief Secretary J&K(Chairman FAC), issued by the Chief Conservator of Forests / Nodal Officer (FCA) vide No. PCCF/FCA/2667/2684-2704 dated 12.05.2018.

(ii) State Administrative Council Decision No.11/2/2018 dated 04.07.2018.

(iii) Letter No.PCCF/FCA/2099/4131-34 dated 25.07.2018 received from the Pr. Chief Conservator of Forests (HoFF), J&K.

Government Order No. ²⁶⁷ FST of 2018
D a t e d:- ¹³ -08-2018

Sanction is hereby, accorded to the Use of 17.554 Ha. of forest land coming over Railway Tunnel T-2 for non forestry purpose i.e. underground construction of Tunnels for Railway in Km. 33.212 to Km. 38.375 on Katra -Reasi USBRL Project with the following particulars:-

Details of the Current Proposal:

1. User Agency/Applicant	Northern Railway
2. Location	Comptt. : 75/R Block : Tote/Bagha Range : Reasi and Katra Division : Reasi Forest Division District : Reasi
3. Objective	Udhampur-Srinagar-Baramulla rail link (USBRL) is a national project and construction of underground Tunnel T2 in Katra-Reasi

section is part of railway line /alignment.

Salient Features of the project:

I	Total Length of the Tunnel in Forest	5163 Mtrs.
II	Width of the Tunnel	34.00 Mtr
III	Area proposed for the muck disposal sites on forest land	As reported by DFO Reasi muck dumping sites stand already acquired on revenue land.
IV	Total forest area required in the proposed Tunnel project	17.554 Ha.
V	Protection work	Not required

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 or an equivalent area and afforestation thereof.	The User Agency requisitioning forest land for non-forest purpose has not undertaken to provide an equivalent area at its own cost of acquisition, however the Dy. Commissioner concerned has agreed to provide equivalent land for afforestation. The user agency has agreed to pay the cost of afforestation on this land. Further it has undertaken to pay the NPV as per the Hon'ble Supreme court directions.

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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.)
75/R	17.554 Ha	Dense	V	8.45	Rs. 1,48,33,130/-

8. **Compensatory Afforestation:** The Deputy Commissioner, Reasi has issued certificate vide No: DC/RSI/16-17/SQ dated 28-10-2016 that equal amount of State/Non-Forest land 17.55 Ha is available at village Tulli, Sajra/Khasra No. 1236/1024/998/291 which can be transferred to the Forest Department for compensatory afforestation in lieu of forest land coming under the construction of Project Tunnel T-2 in Km. 33.212 to Km. 38.375 on Katra-Reasi-Section of USBRL. Therefore, only one time cost of Compensatory Afforestation shall be charged from the User Agency.

Rs. 17,55,400/-

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

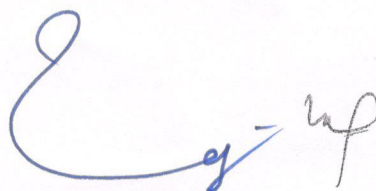
Nil

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. 1,48,33,130/-
ii.	Compensatory Afforestation	Rs. 17,55,400/-
Total		Rs. 1,65,88,530/-

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. 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.
7. 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.
8. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.
- 09 The forest land shall be handed over to User Agency only after the equivalent land as agreed by User Agency and certificate issued by Dy. Commissioner, Reasi vide No: DC/RSI/16-17/SQ dated 28-10-2016 is taken possession by Forest Department with mutation as well.

By order of the Government of Jammu and Kashmir.

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

No:FST/Land/39/2018-I

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.

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Under Secretary to Government
Forest, Environment & Ecology Department
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Government of Jammu and Kashmir

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

PCCF/FCA/2099/

4255-50

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 Jammu
3. Conservator of Forests, West Circle Rajouri
4. Divisional Forest Officer, Reasi Forest Division Reasi

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(Abdul Gani), IFS
Chief Conservator of Forests
(FCA)/ Nodal Officer
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