



Government of Jammu and Kashmir  
Department of Forest, Environment & Ecology  
Civil Secretariat, Jammu / Srinagar.  
[www.jkforestadm.nic.in](http://www.jkforestadm.nic.in)

**Subject:-** Use of 3.10 Ha of forest land for construction of road from Manjkote to Kalali passing through Co. 93/R and 94/R in Rajouri Forest Division by PMGSY.

**Reference:** (i) Minutes of the 102<sup>nd</sup> meeting of the Forest Advisory Committee held on 06.09.2017 under the Chairmanship of Chief Secretary J&K, issued by the Chief Conservator of Forests/Nodal Officer (FCA) vide No: PCCF/FCA/2450/4012-22 dated: 01.09.2017.  
(ii) Cabinet Decision No. 178/11/2017 dated 03.10.2017.  
(iii) PCCF/FCA/1752/5773-76 dated 29.11.2018 received from the office of ~~Pr.~~ Chief Conservator of Forests.

**Government Order No. -398 -FST of 2018**  
**D a t e d:- 27 -12- 2018**

Sanction is hereby, accorded to the use of 3.10 Ha of forest land for construction of road from Manjkote to Kalali passing through Co. 93/R and 94/R in Rajouri Forest Division by PMGSY, subject to the following particulars:-

1.	<b>User Agency/Applicant</b>	PMGSY	
2.	<b>Location</b>	Comptt. : 93/R & 94/R. Range : Rajouri Block : Ghambir Division : Rajouri Forest Division District : Rajouri	
3.	<b>Objective</b>	To provide road connectivity to village Kalali. The road will benefit population of 1109.	
4.	<b>Salient Features of the project:</b>		
	I	Total Length of the road	6.00 Km.
	II	Length of the road through Forest land	4500 Mtrs.
	III	Width of the road	6.00 Mtrs.

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	IV	Therefore forest land required for road	2.70 Ha.
	V	Area Proposed for the Muck disposal sites on Forest Land (04Sites)	0.40 Ha.
	VI	Total forest area involved in the proposed project	3.10 Ha.
	VII	Protection work	The user agency shall construct the Breast/ Retaining walls and side drains as per DPR.
5.	Crop Density of the area		Dense
	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.	The User Agency requisitioning forest land for non-forest purpose has not undertaken to provide cost of acquisition at its own. It has however agreed to provide cost of afforestation on double the forest area. Further it has also undertaken to pay the NPV as per the Hon'ble Supreme court directions.

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6. Number of Trees / Poles/ Saplings involved:					
Species	Trees (30-40cm & above)	Poles (20-30cm & 10- 20cm)	Saplings (0-10cm)	Total	
Chir	38	156	472	666	
Bushes(Barberis, Duran, Kathi (Indigo fera)and Ratankath)	-	-	311	311	
<b>Total</b>	<b>38</b>	<b>156</b>	<b>783</b>	<b>977</b>	

7. Net Present Value of forest land involved:					
Comptt. No.	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
93/R & 94/R	3.10	Dense	V	8.45	26,19,500/-

8.	Compensatory Afforestation for double the forest area involved i.e 6.20 Ha. @ Rs. 1.00 Lac per ha.	Rs.6,20,000/-
9.	Compensation of trees/poles/saplings	Rs.4,74,680/-
10.	Road Side Avenue Plantation ( 4.5 Km @ 6.00 Lac/Km)	Rs.27,00,000/-

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.26,19,500/-
ii.	Compensatory Afforestation	Rs. 6,20,000/-
iii.	Compensation of trees	Rs. 4,74,680/-
iv.	Avenue Plantation	Rs. 27,00,000/-
<b>Total</b>		<b>Rs. 64,14,180/-</b>

#### 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.

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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.
  - (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.
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.
7. 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.
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/-

**(Manoj Kumar Dwivedi)IAS**  
Commissioner / Secretary to Government  
Forest, Environment & Ecology Department.  
Dated:- 27 -12-2018.

No:FST/Land/44/2017


Copy to the:-

1. Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
2. Commissioner/Secretary to Government, PWD( R&B) Department.
3. Principal Chief Conservator of Forests, J&K, Jammu.
4. Divisional Commissioner, Jammu.
5. Chief Conservator of Forests, Jammu.
6. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Jammu.
7. Director Archives, Archaeology & Museums J&K, Jammu.





8. Chief Engineer PMGSY, Jammu.
9. Officer on Special Duty with the Advisor (K) to Hon'ble Governor.
10. Private Secretary to the Chief Secretary (Chairman FAC).
11. Private Secretary to Commissioner Secretary to Government, Department of Forests, Environment & Ecology.
12. Private Secretary to Secretary (Technical) Department of Forest, Environment & Ecology.
13. Government order file.

  
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

NO. PCCF/FCA/1752/7122-26

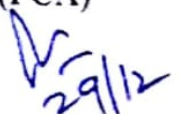
Dated 29-12-2018

Copy of above forwarded for necessary action to the.

1. Chief Conservator of Forests, Jammu.
2. Chief Engineer, PMGSY, Jammu.
3. Conservator of Forests, West Circle, Rajouri.
4. Divisional Forest Officer, Rajouri Forest Division, Rajouri.
5. Executive Engineer, PMGSY Division, Rajouri.

  
(Savesh Rai), IFS,  
APCCF (CAMPA)  
Link Officer  
CCF & Nodal Officer (FCA)

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