



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 36.129 Ha. of forest land for forest clearance of over tunnel T-13 for construction of (main Tunnel, Escape Tunnel and Adit) between Km.61/001 to 70/369 on Dugga- Basihindadhar section of USBRL by Northern Railway in Mahore Forest Division.

Reference: (i) Minutes of the 99th Forest Advisory Committee meeting held on 30-06-2017 under the Chairmanship of Chief Secretary(Chairman FAC) J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA)vide No.PCCF/FCA//2420/2813-29 dated 06-07-2017.

(ii) Cabinet Decision No.138/10/2017 dated 09-08-2017 conveyed by the General Administration Department.

(iii) Letter No. PCCF/FCA//2063/4393-95 dated 22-09-2017, received from the Pr. Chief Conservator of Forests, J&K,

Government Order No:- 05 -FST of 2018

Dated:- 04 -01-2018.

Sanction is hereby accorded to use of of 36.129 Ha. of forest land for forest clearance of over tunnel T-13 for construction of (main Tunnel, Escape Tunnel and Adit) between Km.61/001 to 70/369 on Dugga- Basihindadhar section of USBRL by Northern Railway in Mahore Forest Division , with the following particulars:-

1.	User Agency/Applicant	Northern Railway
2.	Location	Comptt. : 75/Ar, 76/Ar, 77/Ar, 78/Ar, 79/Ar, 80/Ar, 81/Ar, 82/Ar, 84/Ar & 86/Ar Block : Kanthan Range : Mahore Division : Mahore District : Reasi
3.	Objective	To construct main tunnel, escape tunnel & adit on Km. 61/001 to 70.369 between Dugga-Bashindadhar Section of USBRL.
4.	Salient Features of the project:	
	I	Total length of Tunnel 8.923 Km.
	II	Forest land required for Tunnel. 7983.1 Mtr x 45 Mtr = 35.92395 Ha.

2063

AK

Handwritten signatures and dates at the bottom of the page.

	III	Forest land required for Adit	205 Mtr. x 10 Mtr. = 0.205 Ha.			
	II	Forest land required for Mulba Dumping (03 Sites)	As reported by the DFO Mahore vide his letter No:216-18 dated 26.04.2017 for disposal of muck to be excavated, the user agency has proposed three dumping yards in private land in village Lamsora, village Khanikote and village Sawalakote the process of land acquisition has already been taken up with the Revenue authorities.			
	III	Total Forest land required	36.129 Ha			
5.	Crop Density of the area		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.	Since for Tunnel area no Compensatory Afforestation charges are applicable and the area for Adit outside Tunnel being less than one Ha., therefore Compensatory Afforestation is not applicable to it. The user agency has however undertaken to pay the NPV as per the Hon'ble Supreme court directions.			
7.	Number of Trees / Poles/ Saplings involved:		No tree is involved			
8.	Net Present Value of forest land involved:					
	<i>Comptt.</i>	<i>Area involved (Ha.)</i>	<i>Crop Density</i>	<i>Eco-Value Class</i>	<i>Rate/ Ha (Rs. In Lac)</i>	<i>Amount (Rs.)</i>
	75/Ar, 76/Ar, 77/Ar, 78/Ar,	36.129	Dense	VI	8.97	3,24,07,713/-

RAH

[Signature]

81/Ar, 82/Ar, 84/Ar & 86/Ar					
9. Compensatory Afforestation					Not Applicable

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. 3,24,07,713/-
Total		Rs. 3,24,07,713/-

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. 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 clearance 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, Env. & Ecology Department.

Dated:- 4 -01-2018.

No:-FST/Land/34/2017

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 Conservator of Forests, Jammu
8. Chief Engineer, Northern Railway Jammu.
9. Officer on Special Duty with the Hon'ble Minister for forests, Environment & Ecology.
10. Special Assistant to Hon'ble MoS for Forest, Environment & Ecology.
11. Private Secretary to the Chief Secretary (Chairman FAC),
12. Private Secretary to Commissioner/.Secretary to Govt. Department of Forests, Env. & Ecology.
13. P.A to Secretary (Technical) Department of Forest, Environment & Ecology.
- 14.. Government order file/Stock file.

Under Secretary to Government

(Reyaz-ul-Haq)

Government of Jammu and Kashmir

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

BY Fax

NO. PCCF/FCA/2063/107-91-

Dated 8 - -01-2018

Copy of above forwarded for necessary action to the:-

1. Chief Conservator of Forests, Jammu.
2. Chief Engineer, Northern Railway, Jammu.
3. Conservator of Forests, West Circle, Rajouri.
4. Divisional Forest Officer, Mahore Forest Division, Mahore.
5. Deputy Chief Engineer, Northern Railway, USBRL Project, Reasi.

(Dr. Mohit Gera) IFS

Addl. Pr. C.C. Forests Central/
Nodal Officer

8/1/18

08/01