



Government of Jammu and Kashmir  
Forest, Environment & Ecology Department.  
Civil Secretariat.

**Subject:-** Use of 0.6434 Ha. of forest land for construction of road tunnel at Dam site, Drangdhuran-Dachhan-Pakal dul Hydro Electric Project in Kishtwar Forest Division by CVPP.

- Reference:**
- i. Minutes of 116th Forest Advisory Committee (FAC) Meeting held on 03.10.2019 under the Chairmanship of Chief Secretary (Chairman FAC) issued by Chief Conservator of Forests/Nodal Officer vide No. PCCF/FCA/2985/4075-4105 dated 09.10.2019.
  - ii. State Administrative Council Decision No. 242/22/2019 dated 22.10.2019 conveyed by the General Administration Department.
  - iii. Letter No.PCCF/FCA/2957/6553-55 dated 11.12.2019 from PCCF, J&K.

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Pl forward to all concerned.  
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**Government Order No:- 17 -(JK)FST of 2020**  
**Dated:- 30 -01-2020**

Sanction is hereby accorded to the use of 0.6434 Ha. of forest land for construction of road tunnel at Dam site, Drangdhuran-Dachhan-Pakal dul Hydro Electric Project in Kishtwar Forest Division by CVPP with the following particulars and subject to the fulfillment of terms and conditions appearing herein after:-

**Details of the Proposal:**

<b>1. User Agency/Applicant</b>	Chenab Valley Power Project (CVPP)	
<b>2. Location</b>	Comptt. : 34a/D Range : Dachhan Block : Soundar Division : Marwah Forest Division District : Kishtwar	
<b>3 Objective</b>	To provide approach to villages upstream of the dam site as the present road may be damaged during construction of dam and allied works..	
<b>4. Salient Features of the project:</b>		
I	Length of the road tunnel	607 Mtr
II	Width of the road tunnel	10.6 Mtr
III	Forest land involved	0.6434 Mtr.
IV	Forest land required for muck dumping	The User Agency has certified that muck to be generated during the excavation/ construction

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		activities shall be dumped properly into the already designated/ approved dumping sites of the project.		
V	Forest area involved	0.6434 Ha.		
VI	Protection Work	Protection works such as Breast/ Retaining Walls have been provided in DPR as per requirement		
5.	Crop Density of the area	Dense Forest		
6.	Number of Trees / Poles/ Saplings involved:			
	Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)
	Deodar	1	0	0
	Kail	10	0	0
	Total	11	0	0
7.	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 purpose, 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 area is less than one hectare. However, the user agency 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:						
8.	Comptt. No.	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
	34a/D	0.6434	Dense	VI	8.97	Rs.5,77,130/-
9.	Compensatory Afforestation				Nil (as the area is less than 1 ha.)	
10.	Compensation of trees/poles/saplings				Rs. 4,48,180/-	

The User Agency has paid the amount in full as mentioned in the letter quoted under reference (iii) above.

S.No.	Component	Amount
i.	Net Present Value	Rs.5,77,130/-
iii.	Compensation of trees	Rs. 4,48,180/-
<b>Total</b>		<b>Rs.10,25,310/-</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.
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.
  - (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.

7. 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.
8. 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.
9. 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.
10. 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/-  
(Sarita Chauhan) IAS  
Commissioner/Secretary to Government  
Forest, Ecology & Environment Department.  
Dated: 30-01-2020

No:- FST/Land/43/2019

Copy to the :-

1. Secretary to Government of India, MoEF&CC, New Delhi.
2. Joint Secretary (J&K), Ministry of Home Affairs, Gol.
3. Commissioner/Secretary to Government, Power Development Department.
4. Pr. Chief Conservator of Forests, J&K, Jammu.
5. Managing Director, SFC, J&K, Jammu.
6. Chief Conservator of Forests, Jammu.
7. CCF/Nodal Officer, FCA, Office of PCCF, J&K, Jammu
8. Director Archives, Archeology & Museums, J&K, Jammu
9. Pvt. Secy. to the Chief Secretary (Chairman FAC).
10. Pvt. Secy. to Commr./Secretary to Government, Forests, Env. & Ecology Department.
11. Pvt. Secy. to Secretary(Technical) Forests, Env. & Ecology Department.
12. Government Order file (w.2.s.c)/Stock file.

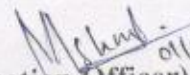
  
(Ghulam Dastgeer Ajam) 30/1  
Under Secretary to Government  
Forest, Ecology & Environment Department

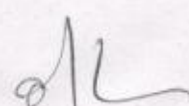
  
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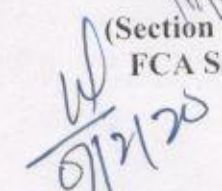
Office of the Principal Chief Conservator of Forests, J&K  
NO. PCCF/FCA/2957/407-12  
Dated 07-01-2020

Copy of above forwarded for necessary action to the.

1. Chief Conservator of Forests, Jammu.
2. Conservator of Forests, Chenab Circle, Doda.
3. Conservator of Forests, Working Plan Circle, Jammu.
4. General Manager, Pakal Dul, Hydro Electric Project, Chanab Valley Power Projects Kishtwar.
5. Divisional Forest Officer, Kishtwar Forest Division, Kishtwar. *Marwah Forest Div.*

  
(Section Officer)  
FCA Section  
01/02/2020  
01/02/20



  
01/21/20