



Government of Jammu and Kashmir
Forests, Environment & Ecology Department

Subject:- Use of 2.7893 Ha. of forest land for construction of road from Banihal to Mangit Phase- VI (realignment) by PMGSY in Ramban Forest Division.
Reference: (i) Minutes of the 92nd meeting of the Forestry Advisory Committee held on 01-03-2016 under the Chairmanship of Chief Secretary J&K, issued by the Chief Conservator of Forests/Nodal Officer (FCA) vide No. PCCF/FCA/2065/170-91 dated 11-03-2016 (Agenda No. (92.06))
(ii) Cabinet Decision No. 16/02/2016 dated 27-04-2016.
(iii) Letter No. PCCF/FCA/1093/1315-17 dated 03-06-2016 received from the Pr. Chief Conservator of Forests (HoFF), J&K,

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Government Order No. 177 -FST of 2016

Date d:- 22 -06-2016

Sanction is, hereby accorded to the use of 2.7893 Ha. of forest land for construction of road from Banihal to Mangit Phase-VI (realignment) by PMGSY in Ramban Forest Division subject to the following terms and conditions:-

1.	User Agency/Applicant	PMGSY
2.	Location	Comptt. : 41/Banihal, 42/Banihal Block : Banihal Range : Banihal Division : Ramban District : Ramban
3.	Status of land	Forest land (2.7893 Ha)
4.	Crop Density of the area	0.4 -0.7
5.	Whether the area involved forms part of the wildlife Protected Area	No
6.	Salient features of the project:	
	1. Total length of the road	= 6.0 Km.
	2. Length of road passing through forest area	= 4416.66 Mt.
	3. Width of the road	= 6.00 mt.
	4. Forest area involved in road alignment	= 2.65 Ha.
	5. Forest area involved for muck dumping sites (3)	= 0.1393 Ha.
	6. Total Forest area involved	= 2.7893 Ha.
	7. Total population to be benefited	= 7518 persons
	8. Retaining / Breast wall to be constructed on the forest land = 740 Mt. of R/Wall and 660 Mt. of B/Wall on forest land.	

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7. Number of Trees / Poles/ Saplings involved;				
Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)	Total
Kail (Green)	4	141	-	145
Fir (Green)	28	18	-	46
Fir (Dry)	1	-	1	1
Total	33	159	-	192

8. Net Present Value:

Comptt.	Area involved (Ha.)	Crop Density	Eco-Value Class	Rate/ Ha (Rs. In Lac)	Amount (Rs.)
41/B, 42/B	2.7893	0.4-0.7	VI	8.97	Rs. 25,02,002/-

9.	Compensatory Afforestation: Actual area for compensatory afforestation = 3.4518 Ha. Dy. Commissioner Ramban has provided equivalent state land for compensatory afforestation in Khasra No. 576/435 situated in village Haroog.	Rs. 2,78,930/-
10.	Compensation of trees/poles/saplings	Rs. 3,07,260/-
11.	Roadside plantation through forest land for a length of 4.417 Km @ 6,00,000 per Km.	Rs. 26,50,200/-

- The proprietary and legal status of forest land shall remain unchanged.
- The forest land shall be utilized only for the purpose for which it has been indentured, that too under close supervision and periodical spot inspection of the concerned Forest Department Officers. The report of the concerned DCF shall be submitted to the FAC Cell in the Office of Principal Chief Conservator of Forests, J&K, with copies to the Administrative Department.
- 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.
- The user Agency has made the payment in full of the amount summarized below, as reported by PCCF, vide letter mentioned at Ref.(iii)

I	Net Present Value	Rs. 25,02,002/-
ii	Compensatory Afforestation	Rs. 2,78,930/-
iii	Compensation of trees	Rs. 3,07,260/-
iv	Roadside plantation	Rs. 26,50,200/-
Total		Rs. 57,38,392/-

5. Construction, if any approved in the proposal, will be allowed on forest land only after payment of amount summarized above is made to the Forest Department and Govt. sanction order is issued in the case and equivalent state land is handed over to the Forest Department by the Dy. Commissioner.
6. 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.
7. The User Agency shall pay the additional amount of NPV, if so determined as per decision of the Hon'ble Supreme Court of India.
8. (i) The extraction of the trees/ poles 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. The cost of extraction and transportation 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 instant proposal, will be to save maximum number of trees without compromising with the construction and maintenance of the approved project structures and no trees will be felled/ cut/ pruned/ lopped for purposes/ project activities other than those approved/ sanctioned.
9. 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 of the road in consultation with the Soil Conservation Department. The Forest Department shall take due cognizance under law for any laxity on this account on the part of the User Agency which might trigger soil erosion in the area.
10. The User Agency shall carry out construction of the protection work in the abandoned section as proposed in compliance to the direction of Forest Advisory Committee in its 88th meeting. Construction of the protection work shall be completed in the abandoned section before taking up the construction work in the new alignment. Forest Department shall also start the afforestation work in the abandoned section in the next plantation season after restoration work is completed by the PMGSY. This has reference to the stabilization Plan submitted by Chief Engineer, PMGSY, Jammu for projection work 40 mtr in the abandoned section of the Banihal Mangit road from Km 19th RD 700 to 1000 and km 20th RD 0-500. Besides, CCF, Jammu has also submitted a special compensatory Afforestation Project Report with the objective to restore the forest cover on the rugged and steep slope for abandoned section in Co-40/Banihal from km 16th to 22nd for 20 Ha as per the directions of the 88th Forest Advisory Committee.
11. The User Agency shall dump the mulba only on the designated sites. The User Agency shall be responsible for the eco-restoration of the muck dumping sites identified on forest land through engineering and biological means.

12. Any damage done to the forest by the User Agency or its employees and contractors or people employed by them shall be charged from the User Agency @ 10 times the standard rate.
13. 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.
14. The User Agency shall be responsible for obtaining requisite clearances under any other law in vogue before commissioning of the project.
15. The sanction will remain valid for one year.

By order of the Government of Jammu & Kashmir.

Sd/-

(Rakesh K.Gupta)IAS
Principal Secretary to Government
Forest, Environment & Ecology Department

No: FST/Land/23/2016

Dated:- 22-06-2016.

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(HoFF) J&K, Srinagar.
3. Commissioner/ Secretary to Government Public, Works,(R&B) Department.
4. Commissioner/Secretary to Government, General Administration Department.
5. Director, Soil & Water Conservation Department, J&K, Jammu.
6. Chief Conservator of Forests, Jammu.
7. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Jammu
8. Director ,Archives, Archaeology & Museums J&K, Jammu .
9. Chief Engineer PMGSY, Jammu JKPCC Building 4th Floor near Railway Head Jammu.
10. Officer on Special Duty with the Hon'ble Minister for Forests, Env. & Ecology Department.
11. Special Assistant to Hon'ble Minister of State for Forests, Env.& Ecology.
12. Private Secretary to the Chief Secretary (Chairman FAC).
13. Private Secretary to Pr. Secretary to Government, Department of Forests, Environment & Ecology
14. P.A to Special Secretary (Technical) Department of Forest, Environment & Ecology
15. Government order file/Stock file.

Government of Jammu and Kashmir

Office of the Principal Chief Conservator of Forests, J&K, Srinagar
(Anirudh Singh) IAS
Deputy Secretary to Government
Forest, Environment & Ecology Department

No: PCCF/FCA/1093/ 1872-77

Dated: 30/06/2016

Copy of above forwarded for information and necessary action to the:-

1. Chief Conservator of Forests, Jammu. Dogra Hall, Jammu.
2. Chief Engineer, PMGSY, Panama Chowk, Jammu.
3. Conservator of Forests, Chenab Circle, Doda.
4. Divisional Forest Officer, Social Forestry Division, Udhampur.
5. Divisional Forest Officer, Ramban Forest Division, Ramban.
6. Executive Engineer, PMGSY Division, Banihal..

(Dr. Rajeev Kumar Tiwari) IFS,
Chief Conservator of Forests (FCA)