



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

**Subject:- Use of 0.798 Ha. of Forest Land for construction of road from Purana Tulail to Dangithal in Bandipora Forest Division by PMGSY.**

Reference:(i) Minutes of the 105<sup>th</sup> meeting of the Forest Advisory Committee held on 06.04.2018 under the Chairmanship of Chief Secretary J&K, issued by the Chief Conservator of Forests/Nodal Officer(FCA) vide No. PCCF/FCA/ 2639/2229-53 dated 09-04-2018.

(ii) Cabinet Decision No. 62/04/2018 dated 20.03.2018.

(iii) Letter No. PCCF/FCA/2225/1600-02 dated 29.03.2019 from Principal Chief Conservator of Forests, J&K.

**Government Order No. 154 FST of 2019**

**D a t e :- 29-05-2019**

Sanction is hereby accorded to the use of 0.798 Ha. of Forest land for constructin of road from Purana Tulail to Dangithal in Bandipora Forest Division by PMGSY with the following particulars:-

**Details of the Current Proposal:**

1.	User Agency/Applicant	PMGSY
2.	Location	Comptt. : 14a/T Range : Gurez Block : Budgam Division : Bandipora Forest Division District : Bandipora
3.	Objective	To provide road connectivity to village Dangithal. The road will benefit population of 258 people.
4.	<b>Salient Features of the project:</b>	
	I	Total Length of the road 2 Km.
	II	Length of the road through Forest land 1120 Mtrs.
	III	Width of the road 6.00 Mtrs.
	IV	Therefore forest land required for road 0.672 Ha.

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V	Area Proposed for the muck dumping sites on Forest Land (02 Sites in Co. 14a/T)	0.126 Ha.				
VI	Therefore total forest area involved in the proposed project	0.798 Ha.				
VII	Protection work on forest land	The provision of protection works such as R/Wall, B/Wall and Crate Wire Bundhas been kept in the DPR as per requirement.				
5.	Crop Density of the area	Open				
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.	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.				
6.	Number of Trees / Poles/ Saplings	Nil				
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.)
	14a/T	0.789	Open	VI	6.99	5,57,802/-
8.	Compensatory Afforestation	Not Applicable ( as the area is less than 1 Ha.)				

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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.5,57,802/-
Total		Rs. 5,57,802/-

**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. 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 as per the revised standard rate of 2018 issued vide the Government Order No: 10-FST of 2018 dated: 09.01.2018.
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/-**

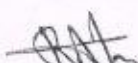
**(Manoj Kumar Dwivedi) IAS**  
Commissioner / Secretary to Government  
Forest, Env. & Ecology Department.

No: FST/Land/31/2018-II

Dated:- 29-05-2019.

**Copy to the:-**

01. Secretary to the Government of India, Ministry of Environment, Forests and Climate Change, New Delhi.
02. Commissioner/Secretary to Government, PWD(R&B) Department.



03. Principal Chief Conservator of Forests, J&K, Srinagar
- ✓ 04. CCF/Nodal Officer, FCA, office of the PCCF, J&K, Sriangar
05. Chief Conservator of Forests, Kashmir
06. Director, Archives, Archaeology & Museums J&K, Jammu
07. Chief Engineer, PMGSY, Kashmir.
08. Officer on Special Duty with the Advisor (K) to Hon'ble Governor.
09. Private Secretary to the Chief Secretary (Chairman FAC).
10. Pvt. Secy. to Commr./Secretary to Government, Department of Forests, Environment & Ecology
11. Pvt. Secy. to Secretary (Technical) Department of Forest, Environment & Ecology.
12. Government order file.(w.2.s.c).

Under Secretary to Government  
Forest, Environment & Ecology Department.

