

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

Subject:- Permission for felling of 327 No of Trees/Poles coming under upgradation of Four lane section of NH-144A Jammu Akhnoor road near Mishriwala (Poultry farm) of SF Block Nagbani in Social Forestry Division, Jammu by National Highway and Infrastructure Development Corporation Limited (NHIDCL).

- Reference:-**
- i. Minutes of 117th Forest Advisory Committee (FAC) Meeting held on 15.10.2019 under the Chairmanship of Chief Secretary (Chairman FAC) issued by Chief Conservator of Forests/Nodal Officer vide No. PCCF/FCA/2996-Part-I/4468-97 dated 17.10.2019.
 - ii. State Administrative Council Decision No. 259/22/2019 dated 22.10.2019 conveyed by the General Administration Department.
 - iii. PCCF/FCA/3029/136-39 dated 16.01.2020 received from the office of PCCF, J&K.

Government Order No:- 28 JK(FST) of 2020

Dated:- 12-02-2020

Sanction is hereby accorded to the felling of 327 No of Trees/Poles coming under upgradation of Four lane section of NH-144A Jammu Akhnoor road near Mishriwala (Poultry farm) of SF Block Nagbani in Social Forestry Division, Jammu by National Highway and Infrastructure Development Corporation Limited (NHIDCL) with the following particulars and subject to the fulfillment of terms and conditions appearing herein after:-

Details of the Proposal:-

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1.	User Agency/Applicant		NHIDCL
2.	Location		Range : Jammu Division : Social Forestry Division, Jammu District : Jammu
3.	Objective		The main objective of the Project road is to decongest the traffic, reduce the number of accidents and prevent loss of life and property.
4.	Salient Features of the project:		
	I	Length of the road through Forest land	Nil
	II	Total forest area involved in the proposed project	Nil
5.	Crop Density of the area		Nil
6.	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	No

threatened species of flora and fauna or any area lying in severely eroded catchment.				
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.	Not required		
Number of Trees / Poles/ Saplings involved:				
Species	Trees (30-40cm & above)	Poles (20-30cm & 10-20cm)	Saplings (0-10cm)	Total
Safeda, Mango, Dhrank, etc	233	94	0	327
Total	233	94	0	327
Compensation of Trees/Poles/Saplings		Rs. 32,34,717/-		

The PCCF, J&K, vide letter mentioned at reference (iii) has stated that the User Agency has deposited the amount in full as per the table mentioned below:-

S.No.	Component	Amount
i.	Compensation of trees	Rs. 32,34,717/-
	Total	Rs. 32,34,717/-

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 extinction shall be borne and paid by the User Agency directly to the agency executing the construction.
- (ii) The fundamental rule of 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 tree/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 as per the revised standard rate of 2018 issued vide the Government Order No. 10-FST of 2018 dated: 09.01.2018.
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 commencing 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: 12.02.2020

o:- FST/Land/49/2019

copy to the :-

1. Secretary to Government of India, MoEF & CC, New Delhi.
2. Joint Secretary (JK), Ministry of Home Affairs, Govt.
3. Commissioner/Secretary to Government, PW (R&B) Department.
4. Pr. Chief Conservator of Forests, J&K, Jammu.
5. Managing Director, SFC, J&K, Jammu.
6. Director, Social Forestry, J&K, Jammu.
7. Chief Conservator of Forests, Jammu.
8. CCF/Nodal Officer, PWA, Office of PCCF, J&K, Jammu
9. Chief Engineer PWD (R&B) J&K, Jammu.
10. Director Archives, Archaeology & Museums, J&K, Jammu.
11. General Manager (P) NH&ID Co., House No. 11, Sector No. 02, Trikuta Nagar Jammu.
12. Pvt. Secy. to the Chief Secretary (Chairman FAC).
13. Pvt. Secy. to Commissioner/Secretary to Government, Forests, Env. & Ecology Department.
14. Pvt. Secy. to Secretary (Technical) Forests, Env. & Ecology Department.
15. Government Order file (w 2. sec)/Stock file.

(Ghulam Das/Geer Alam) 12/2

Under Secretary to Government

Forest, Ecology & Environment Department.

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

NO. PCCF/FCA/3029/ 722-28

Dated 13-02-2020

Copy of above forwarded for necessary action to the.

1. PCCF/Director Social Forestry Department, J&K Jammu.
2. APCCF/Managing Director, State Forest Corporation, J&K, Jammu.
3. Chief Conservator of Forests, Jammu.
4. Regional Director, Social Forestry Department, Jammu.
5. Conservator of Forests, Working Plan Circle, Jammu.
6. General Manager (P) National Highways & Infrastructure Development Corporation Limited H.No.11 Sector -02 Trikuta Nagar Jammu.
7. Divisional Forest Officer, Social Forestry Division, Jammu.

(Sarvesh Rai), IFS,

Addl. Pr. Chief Conservator of Forests (FCA)

13/2/2020

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