

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECTT: FOREST DEPARTMENT.

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Subject:- Diversion of 0.37 Kanals (0.0185 hectare) (40'x50'=2000 Sq.ft) of Forest Land to Bharti Tele-Ventures Ltd (Airtel) for erection of Telephone Tower at Bhumsheru-Thattri (Co. 18/Kishtwar).

Reference: Cabinet Decision No. 57/4 dated: 11.05.2006.

GOVERNMENT ORDER NO. 274 - FST OF 2006
D A T E : 10 - 05 - 2006

Sanction is accorded to diversion of forest land measuring 0.37 Kanals (0.0185 Ha) (40'x50'= 2000 Sq.ft) falling under Compartment No. 18/Kishtwar in Nagni Block, Range Kishtwar, Kishtwar Forest Division, for erection of Telephone Tower at Bhumsheru-Thattri on the following conditions.

1. Rent of Rs. 6000/- (Rupees six thousand) per month per tower is to be charged towards Govt.
2. No permanent construction of building is permitted at the site.
3. 25% increase in rent will be charged after every 3 years.
4. Land in question shall remain the property of the Forest Department.
5. The User Agency will furnish a Bank Guarantee of a Nationalized Bank equivalent to the amount of rent payable for the period of three years as a security deposit to be encashed in event of failure of the User Agency to pay monthly rent regularly.
6. Before transfer of Forest land the Forest Department will execute an agreement with the user agency specifying all terms & conditions as laid down in the Govt. Order sanctioning the diversion of Forest land.
7. The proprietary status of forest land shall remain unchanged.
8. The forest land so diverted shall be utilized only for the purpose for which it has been diverted. It shall not be transferred to any other agency without approval of the Forest Department.
9. The forest land so diverted shall not be mortgaged, reassigned or sub-leased by user agency in any manner what so ever to any other agency.
10. The User Agency shall pay Net present value of the land to the tune of Rs. 10750/-
11. 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 at the rate of ten times the standard rate of 1992 as penalty.
12. The forest land so diverted shall return to the Forest Department when it is no longer required by the User Agency without any cost.
13. The money on account of various heads to be paid by the user agency as detailed above shall be deposited with Chief Accounts Officer in the office of PCCF.
14. The possession of forest land diverted for non-forestry purpose under the orders of the competent authority, should not be handed over to the user agency till all payments due against Compensation of trees, NPV/Compensation of land, compensatory afforestation costs etc. are not received in full by the Forest Department.
15. In such proposals where heavy soil cutting/felling is likely to be involved, the user agency shall formulate appropriate Soil Conservation Management Plan with the consultation of Soil Conservation Department, J&K Govt. The implementation of the same, alongwith the other terms and conditions put by the Advisory Committee, shall be monitored by a committee of officials comprising of one official from Soil Conservation Department.

16. The user agency should ensure the availability of funds under appropriate heads for making payments due to the Forest Department as per the conditions stipulated in the order of transfer of forest land.

The proposal stands cleared/approved by the Advisory Committee in its 32nd meeting held under the Chairmanship of the Chief Secretary on 16.01.2006

By order of the Government of Jammu and Kashmir

sd/
(Najam Saqib), IAS
Commissioner/Secretary to Government,
Forest Department.

NO: FST/Land/05/2006

Dated: 18.05.2006.

Copy to the:-

1. Principal Chief Conservator of Forests, J&K Srinagar.
2. Conservator of Forests, Working Plan and Research Circle (Member Secretary) Advisory Committee.
3. Spl. Assistant to Hon'ble Forest Minister.
4. Pvt. Secretary to Commissioner/Secretary (Forests.)
5. PA to Secretary (Tech.) Forests.
6. PA to Deputy Secretary (Forests.)
7. Government order file (w,2,s,c.)
8. Stock file.

Rukhsana Gani
(Rukhsana Gani), KAS
Deputy Secretary to Government,
Forest Department.

18/5
Lala

Modal J&K

For: 0191-2478761
22/5/06
Ro 23/5

Office of the Pr. Chief Conservator of Forest, J&K, Srinagar

NO: PCCF/FC/

525/1039-43

DT: 1-6/05/2006.

Copy for information and necessary action strictly in accordance with the terms and conditions as provided in the body of Govt. order and ensure early recoveries before the area is handed over to the user agency forwarded to:-

1. The Chief Conservator of Forests, Jammu.
2. Conservator of forests, Chenab Circle, Doda.
3. Conservator of forests, Working Plan Circle (Member Secy. Advisory Committee).
4. Divisional Forest Officer, Kishtwar Forest Divisions.
5. Bharti Tele Venture Ltd. (Airtel) BCL B-23rd Floor Bahu Plaza South Block Jammu.

(Suresh. Kr. Gupta) IFS
Nodal Officer

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