

**GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECTT: FOREST DEPARTMENT.**

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Subject :- Diversion of Forest Land for quarry site registered by the Power Dev. Department for Baghlihar HEP.

Reference:- Cabinet Decision No. 04/Cir dated 31.01.2006.

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**GOVERNMENT ORDER NO. 46 - FST OF 2006
D A T E D : 02.02. 2006**

Sanction is accorded to diversion of forest land measuring 10 Ha. falling under Compartment No. 1/Batote, in Batote Block, Range Batote, Batote Forest Division for quarry site registered by the Power Development Department for Baghlihar HEP, on the following terms and conditions:

1. The proprietary status of forest land shall remain unchanged.
2. 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.
3. 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.
4. The User Agency shall pay Net Present Value of forest land 10 hac. as would be assessed by the concerned DFO as per Hon'ble Supreme Court Order dated 30-10-2002 in I.A. No: 566 in Writ Petition (Civil) No: 202 of 1995 T.N.Godavarman Thirumalakpad V/S Union of India.
5. The User Agency shall be bound to pay an amount of Rs. 29, 14,699/- on account of compensation of 1577 number of trees/poles of different species and dia-classes.
6. The User Agency shall pay Rs. 2, 90,500/- on account of compensatory afforestation to be carried over 20 ha.
7. The user agency shall pay the cost of damage to the tune of Rs. 36,488/- on account of relocation etc. of 1750 Rft.
8. The extraction of trees shall be done by the State Forest Corporation/Forest Department on the basis of marking list approved by Conservator of Forests, Working Plan Circle.
9. 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.
10. The user agency will construct complete retaining/breast walls on the both sides of the road and take other necessary steps, so as to minimize soil erosion/land slips.
11. The forest land so diverted shall return to the Forest Department when it is no longer required by the User Agency without any cost.
12. The user agency shall get done Environment Impact Assessment and also prepare the Environment Management Plan as required in the Environment Protection Act.
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 but the cost of damage shall be deposited with the DFO, Batote.

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The proposal stands cleared/approved by the Advisory Committee in its 30th Meeting held under the Chairmanship of Chief Secretary on 16.08.2005.

By order of the Government of Jammu and Kashmir.

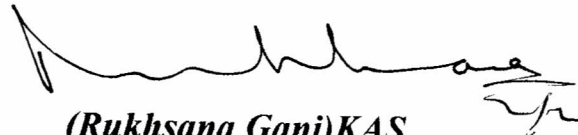
Sd/-
(Najamus Saqib) IAS,
Commissioner/Secretary to Government,
Forest Department.

NO: FST/Land/29/2005

dated: 02.02.2006.

Copy to the:-

1. Financial Commissioner, Power Development Department.
2. Principal Chief Conservator of Forests, J&K Jammu.
3. Chief Engineer, Baghlihar Hydro Electric Project.
4. Spl. Assistant to Hon'ble Forest Minister.
5. Pvt. Secretary to Commissioner/Secretary (Forests).
6. P.A to Secretary (Technical) Forests.
7. Government order file (w,2,s,c.)
8. Stock file.


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