

GOVERNMENT OF JAMMU AND KASHMIR
OFFICE OF THE PR. CHIEF CONSERVATOR OF FORESTS, J&K, JAMMU

O R D E R No: 35 - FC of 2007
D A T E D: 31 - 12 - 2007

Subject:- **Diversion of 1.08 Ha. of forest land for construction of road from Sabzi to Chahal Bagla by PWD under PMGSY in Rajouri Forest Division.**

Ref:- **CCF, Jammu's letter No; CCF(J)/Lease/FCA/ Sabzi to Chahal Bagla / 1709-13 Dated: 23.11.2007.**

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As recommended by Chief Conservator of Forests, Jammu, vide his above cited reference and by District Development Commissioner, Rajouri, vide his letter No:PS/DDCR/07-08/6144-49 Dated 26.11.2007, sanction is hereby accorded for the diversion of forest land to the extent of **1.08 Ha.** from Comptt. No:149/R & 150/R of **Rajouri Forest Division** for construction of road from **Sabzi to Chahal Bagla by PWD under PMGSY** strictly under the provisions of J&K Forest (Conservation) Act on the following terms and conditions:-

1. The proprietary status of the forest land shall remain un-changed.
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 the **Net Present Value** of the land to the tune of **Rs.7,73,280/-** as per Hon'ble Supreme Court Order Dt:30.10.2002 in I.A. No: 566 in Writ Petition (Civil) No: 202 of 1995 T.N. Godavarman Thirumalpad V/s Union of India.
5. The User Agency shall pay an amount of **Rs.1,09,400/-** on account of compensation of **480 No. of trees/Bushes (Trees=4, Poles=276 and Bushes=200)** of different species and dia-classes @ two times the standard rate of 1992.
6. The user agency shall be bound to pay an amount of **Rs.50,000/-** on account of Compensatory Afforestation to be carried over double the area diverted i.e. **2.00 Ha. of degraded forest area.**
7. Any damage done to the forest by the user agency or its employees and contractors or people employed by them shall be charged from user agency at the rate of ten times the standard rate of 1992.
8. The user agency shall take all necessary steps to check soil erosion likely to occur due to the proposed construction of road.
9. The forest land so diverted 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 also pay any other amount which will become payable as per orders of Hon'ble Supreme Court or Government/Forest Department, J&K.
11. In case of any upward revision of rates of Net Present Value, the User Agency will pay the amount of differential Net Present Value.
12. The user agency shall be responsible to obtain requisite clearances under any other law in vogue.
13. The money on account of various heads to be paid by the user agency as detailed above shall be deposited through **Bank Draft** with Chief Accounts Officer in the office of PCCF.

(I. A. Khan)

Pr. Chief Conservator of Forests

D:PCCF/FC/1757/12/07

DT: 31/12/2007

Copy for information to the:-

1. Chief Conservator of Forests, Jammu.
2. Conservator of Forests, Working Plan and Research Circle, Jammu, (Member Secretary, Forest Advisory committee).
3. Conservator of Forests, West Circle, Rajouri.
4. Divisional Forest Officer, Rajouri Forest Division.
5. Executive Engineer, PMGSY Division, Rajouri.