

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

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O R D E R No: 43 - FC of 2008  
D A T E D: 08 - 02 . 2008


Subject:- **Diverston of 0.775 Ha. of forest land for construction of road from Phamnar Parat to Naka Manjhari by PWD under PMGSY in Poonch Forest Diviston .**

Ref:- **CCF, Jammu's letter No; CCF-J/Lease/FCA/ Phamnar Parat to Naka Manjhari /1687-90 Dated:29.11.2007.**

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As recommended by Chief Conservator of Forests, Jammu, vide his above cited reference and by District Development Commissioner, Poonch, vide his letter No:DDCP/PMGSY/6998-99 Dated 18.01.2008, sanction is hereby accorded for the diversion of forest land to the extent of **0.775 Ha.** from Comptt. No: **159/M of Poonch Forest Division** for construction of **road from Phamnar Parat to Naka Manjhari 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.5,54,900/- (@ Rs.7.16 lac per hectare for crop density of "0.4")** 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. Godavarnan Thirumalpad V/s Union of India.
5. The User Agency shall pay an amount of **Rs.1,60,000/-** on account of compensation of **800 "Derberlis" Bushes @ two times** the standard rate of 1992.
6. The User Agency shall pay **Rs.1,35,000/-** on account of fencing (5300 Rft) to be required to fence the closure from two sides as the proposed alignment of the road passes through the closure.
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

NO: PCCF/FC/798/ 2008

DT: 08/02/2008

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, Poonch Forest Division.
5. Executive Engineer, PMGSY (JKRRDA) Division, Poonch

Duly checked  
by the u/s -  
(S)

4/2/08

FC Order

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