

GOVERNMENT OF JAMMU AND KASHMIR
OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS JAMMU

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ORDER No : 12 - FC of 2010
DATE : 18 - 03-2010

Sub: - Use of 0.45 hectare of forest land for construction of Road from Kah Pota to Upper Slay by PWD (R&B) Construction Division-II, Jammu in Jammu Forest Division.

Ref: - CCF Jammu's office No: CCF-J/FCA/1980-84 Dated:02/03/2010.

As recommended by the Committee (constituted under Section 2 "Proviso 2" of the J&K Forest Conservation Act, 1997) in a meeting held on 13-02-2010 under the chairmanship of Chief Conservator of Forests, Jammu, the use of forest land to the extent of 0.45 Ha. from **Comptt. No. 3/Jindrah of Jammu Forest Division land for construction of Road from Kah Pota to Upper Slay by PWD (R&B) Construction Division-II, Jammu in Jammu Forest Division** is allowed strictly under the provisions of J&K Forest (Conservation) Act, 1997 on the following terms and conditions:-

1. The proprietary and legal status of the forest land shall remain un-changed.
2. The forest land shall be utilized only for the purpose for which it has been indented.
3. The forest land shall not be mortgaged, reassigned, leased or sub-leased by user agency in any manner whatsoever to any agency.
4. The User Agency shall pay the Net Present Value of the land to the tune of **Rs.2,95,650/- (@ Rs.6.57 lac per hectare for 0.45 Ha. Open Forest and Eco Value Class V** as per Hon'ble Supreme Court Order Dt:28.03.2008 and 09.05.2008 in I.A. No: 826 in 566 with related IAs in Writ Petition (Civil) No: 202 of 1995 T.N. Godavarman Thirumalpad V/s Union of India.
5. The User Agency shall construct retaining walls/breast walls as per approved plan and design and take all necessary steps to check soil erosion which may result due to proposed construction of the road. The User Agency shall seek technical guidance in this respect from Director, J&K Soil Conservation Department. A copy of the plan and design of the proposed road shall be made available to the Forest Department.
6. The User Agency shall not dump the debris on forest land and it shall be dumped on separate dumping sites. Area of dumping sites will be included for additional diversion by the User Agency.
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 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 and after rehabilitated properly by the User Agency.
9. The user agency shall be responsible to obtain requisite clearances under any other law in vogue.
10. The money amounting to **Rs. 2,95,650/-** to be paid by the user agency shall be deposited with Chief Accounts Officer in the office of Pr. Chief Conservator of Forests, J&K through cheque / Demand Draft for Net Present Value.

Cheque No. 1	Net Present Value	Rs..2,95,650/-
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By order of Principal Chief Conservator of Forests, Jammu and Kashmir Government.

Sd/-
Chief Conservator of Forests (FCA)
& Nodal Officer

NO: PCCF/FC/1256/1033-37

Dated 18 /03/2010

Copy for information to the:-

1. Chief Conservator of Forests, Jammu
2. Conservator of Forests, Working Plan Circle, Jammu (Member Secretary, Forest Advisory committee).
3. Conservator of Forests, East Circle, Jammu.
4. Divisional Forest Officer, Jammu Forest Division, Jammu.
5. Assistant Executive Engineer, PWD (R&B) Constr. Divn.-II, Sub-Division, Jammu.

18/3/10
Chief Conservator of Forests (FCA)
& Nodal Officer

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CPD/12/10