

No. Ft. 48-3281/2016 (FCA),
Forest Department, Himachal Pradesh.

From: The Addl. Chief Secretary (Forests) to the
Govt. of Himachal Pradesh, Shimla.

To: Pr. Chief Conservator of Forests (HoFF),
Himachal Pradesh, Shimla-1.

Dated Shimla-1, the

12 0 MAR 2021

Subject: Diversion of 0.01 ha. of forest land in favour of I&PH Department, for the construction of water tank under NC/PC habitation of census village Rassan Sidhbari Kangra, within the jurisdiction of Dharamshala Forest Division, Distt. Kangra, Himachal Pradesh.

Sir,

Please refer to GoHP letter of even number dated 08.10.2020 on the above mentioned subject vide which conditional Stage-II approval of the Govt. of HP was accorded for diversion of forest land for non-forestry purpose under Forest (Conservation) Act, 1980.

2 Now since the Hon'ble Supreme Court of India in its order dated 15.02.2021 has conveyed its approval for the diversion of 0.01 ha. of forest land in favour of I&PH Department, for the use of non-forestry purpose under FCA, 1980 and the amount of Compensatory levies has been deposited by the user agency, after careful consideration of the proposal, the Stage-II approval of the State Govt. is hereby conveyed for the above mentioned proposal subject to the following conditions:-

1. Legal status of the forest land will remain unchanged.
2. No tree felling is involved.
3. The forest land will not be used for any purpose other than mentioned in the proposal.
4. No damage of any kind will be caused to the adjoining forest area and all the protection/preventive measures of stability of the area will be strictly adhered to.
5. Muck/Debris generated during the construction, will be properly disposed, and not rolled down along hill slope.
6. The user agency will abide any condition that may be imposed by the State Forest Department in the interest of the protection and development of the forest area.

P.T.O

7. It will be the responsibility of the user agency to obtain approval/clearance under all other relevant Acts/Rules/Court's Rulings/Instructions etc. applicable to this proposal.
8. This final order is being issued as per the direction/orders of the Hon'ble Supreme Court of India delivered on 15.02.2021 in I.A. No. 191338 of 2019, IA No. 55071, 121109, 130847, 130848 of 2020 in WP (C) No.- 202/1995 titled as T.N. Godavarman Thirumulkpad V/s Union of India & Others.

The Govt. may revoke/suspend the clearance if implementation of any of the above conditions is not satisfactory. The concerned DFO/CF & user agency will ensure fulfillment of these conditions.

Adl. Chief Secretary (Forests) to the
Govt. of Himachal Pradesh, Shimla.

Endst: No. Ft. 48-3281/2016 (FCA),

Dated, Shimla the,

12.0 MAR 2021

Copy is forwarded to the following for information and further necessary action.

1. CCF Dharamshala
2. DFO Dharamshala
3. Executive Engineer, I&PH Division Dharamshala, Distt. Kangra, Himachal Pradesh.

Adl. Chief Secretary (Forests) to the
Govt. of Himachal Pradesh, Shimla.

15.3.21