

No./RK-FRA/2020-21/ 8282  
H.P. Forest Department

Dated Rampur, the 27-3-21

To

The Range Forest Officer,  
Nankhari Forest Range,  
District Shimla H.P.

Subject: - Approval for diversion of forest land for non-forest purposes for facilities managed by the Govt. under section 3(2) of the Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 for construction of **School Building of GHS Nirath in GP Nirath Teh. Rampur, Distt. Shimla H.P.**

Sir,

As per procedure for seeking prior approval for diversion for forest land for non forest purposes for facilities managed by the Govt. under section 3(2) of the Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 and in compliance of Hon'ble Supreme Court of India order in I.A. No. 191338/2019 dated 15.02.2021 vide which approval to process, examine and decide grant of permission to certain cases/projects has been given. DFOs in their respective jurisdiction will consider the proposal and if agree will accord the approval for the purpose.

After careful consideration/examination of the proposal as recommended and submitted by Range Forest Officer Nankhari vide his office letter No. 367/Nk dated 27-04-2019, the approval for diversion of forest land measuring area 00-37-10 hectare comprising Khasra No. 1573/1 in Muhal Khaneri is hereby accorded in favour of **Education Department through Dy. Director Higher Education, Shimla, District Shimla, (H.P.) for the construction of School Building of G.H.S. Nirath in GP Nirth within the jurisdiction of Nankhari Forest Range** subject to the following conditions:-

1. That the legal status of forest land in question will remain unchanged.
2. Range Forest Officer will demarcate the area of the forest land approved for diversion and handover the same to the user agency under the supervision of the Gram Panchayat concerned.
3. That the forest land in question should be demarcated on ground by way of distinct marking by erecting RCC boundary pillars with serial number at the cost of user agency.
4. The forest land will not be used for any purposes other than that specified in the proposal.
5. Minimum number of trees to be removed in any case should not be more than 0 (Nil) Nos. of Chill trees.
6. Range Forest Officer will strictly vigil over the activities of user agency.
7. Breach, if any, is noticed be dealt under the provision of relevant law and the sanction can be withdrawn.
8. User agency will dump the muck/debris generated during the construction only within proposed dumping sites and will be reclaimed with the cost of user Agency.

9. User agency will in no way throw the muck/debris down the hill slope and will also not throw the same in Nallah etc. In case of deviation penalty will be imposed as per rules.
10. User Agency will not hand over the land to other Department/Agency at any cost.
11. User agency will ensure that no damage of any kind will be caused to the adjoining forest areas and all the protection precautionary measures for stability of the forest area will be adhered to strictly.
12. User agency will start the construction work within one year of the handing over of the land in question.
13. The user agency will abide any conditions that may be imposed by the Forest Department in the interest of the protection and development of the forest area.
14. It will be responsibility of the user agency to obtain approval/clearance as applicable to the proposal under all other relevant Acts/Rules/Court's ruling/instructions etc. at their own level.
15. The Government/Department of Forests may revoke/suspend the sanction if implementation of the above condition is not fulfilled or not found satisfactory. The concerned Range Forest Officer/other concerned field functionaries of Forest Department and user agency will ensure fulfillment of these conditions.
16. In case losses incurred during extraction and disposal of timber in proposed road the amount of losses will be recoverable from user Department/agency. Undertaking to this effect may be required.
17. Block Development Officer, Development Block Nankhari District Shimla,(H.P.) will ensure to plant 0 Nos. of plants against 0 numbers of trees to be removed including its 5 year maintenance in the supervision of HP Forest Department.

*GA-4*  
Dy. Conservator of Forest ,  
Rampur Forest Division,  
Rampur Bushahr, H.P. *o/c*

Endst. No. 8283-88

Dated Rampur, the 27-3-21

Copy is forwarded to:-

1. C.F. (T) Rampur.
2. The Chairman District Level FRA Committee-cum-Dy. Commissioner, Shimla H.P.
3. The Sub-Divisional Magistrate, Rampur Bushahr.
4. Dy. Director Higher Education, Shimla, District Shimla, (H.P.).
5. Headmaster, GHS Nirath, Teh. Rampur Distt. Shimla H.P.
6. Divisional Manager, Forest Working Division, HPSFDC Ltd. Rampur Bushahr.

for information and necessary action.

*GA-4*  
Dy. Conservator of Forest ,  
Rampur Forest Division,  
Rampur Bushahr, H.P. *o/c*