

**GOVERNMENT OF ODISHA**  
**FOREST, ENVIRONMENT & CLIMATE CHANGE DEPARTMENT**

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No. FE-DIV-FLD-0105-2021- 16558 /FE&CC, Bhubaneswar, dated the 16.09.21  
10F (Cons) 110/2020

**ORDER**

Sub: Diversion of 18.131 ha of forest land for construction of 3<sup>rd</sup> & 4<sup>th</sup> line between Jarapada-Budhapanka with flyover at Talcher Road Railway Project (Ch. 132.712 Km to 174.826 Km) under Angul Forest Division by East Coast Railway.

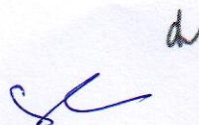
WHEREAS, Deputy Chief Engineer (Con-I), East Coast Railways, Bhubaneswar, Odisha had applied for diversion of 18.131 ha of forest land for construction of 3<sup>rd</sup> & 4<sup>th</sup> line between Jarapada-Budhapanka with flyover at Talcher Road Railway Project (Ch. 132.712 Km to 174.826 Km) under Angul Forest Division, Odisha.

And whereas, the Ministry of Environment, Forests & Climate Change, Government of India, Eastern Regional Office, Bhubaneswar had accorded 'Stage-I/in-principle' approval for diversion of 18.131 ha of forest land for construction of 3<sup>rd</sup> & 4<sup>th</sup> line between Jarapada-Budhapanka with flyover at Talcher Road Railway Project (Ch. 132.712 Km to 174.826 Km) under Angul Forest Division by East Coast Railway vide its letter No.5-ORC423/2020-BHU dtd.31.07.2020 (**Annexure-1**).

And whereas, the MoEF&CC, Government of India, Integrated Regional Office in consideration of the compliance of the conditions of the 'Stage-I/in-principle' approval, have granted Stage-II/final approval for diversion of the said 18.131 ha of forest land in favour of above mentioned user agency vide its letter No.5-ORC423/2020-BHU dtd.02.09.2021 (**Annexure-2**) under Section 2 of the Forest (Conservation) Act, 1980 subject to fulfillment of conditions as stipulated therein in Para-A & B.

Now therefore, the Government of Odisha, do hereby allow diversion of forest land of 18.131 ha in favour of user agency, as per approved land schedule. The detailed land schedule of forest and non-forest land duly authenticated by Tahasildar concerned, as received from the PCCF, Odisha along with the diversion proposal vide his letter No.10762 dtd.01.06.2020 appended herewith as **Annexure-3 (Six Pages)**.

The Collector, Angul and Divisional Forest Officer, Angul Forest Division, as the case may be are hereby authorized to handover the forest land coming within their jurisdiction, after compliance of **condition-A i.e. Conditions which need to be complied prior to**



**handing over of forest land**, as has been finally diverted following due procedure of law. Before handing over the forest land to the user agency, it shall be ensured that Net Present Value of forest land for this project as well as for any other projects, belonging to same user agency, is deposited, in full, at applicable rates. **Condition as laid down in condition-B i.e. Conditions which need to be complied after handing over of forest land to the user agency shall also be complied.**

The Divisional Forest Officer, Angul Forest Division is also directed to monitor compliance to the conditions stipulated for such diversion in the respective forest/Wildlife clearance order and to report violations, if any, to the Nodal Officer, O/o PCCF, Odisha and to the Forest, Environment & Climate Change Department.

Execution of project activities will be subject to availability of all other statutory clearances required under relevant Acts/Rules for this project, deposit of requisite funds and compliance of Court's order, if any.

By order of Governor

*(Signature)*  
(Lingaraj Otta)

Special Secretary to Government

Memo No. 16559 /FE&CC, Date 16.09.21

Copy along with the copy of Annexure-1, Annexure-2 and Annexure-3 as above forwarded to the Principal Chief Conservator of Forests, Odisha for kind information and necessary follow up action.

Appropriate instruction to the Divisional Forest Officer, Angul Forest Division and User Agency may be imparted for required follow up action at their end. It may be ensured by the Divisional Forest Officer that Net Present Value of the forest land involved in this project of User Agency as well as for any other projects of the same User Agency, is deposited by them in appropriate head of account in State CAMPA in full, at applicable rates. The User Agency may also be instructed to furnish compliance to the conditions of forest clearance pertaining to the project in every quarter to the Divisional Forest Officer, Angul Forest Division for facilitating monitoring of compliances.

*(Signature)*  
Special Secretary to Government

Memo No. 16560 /FE&CC, Date 16.09.21

Copy along with the copy of Annexures as above forwarded to the Asst. Inspector General of Forests, Government of India, MoEF&CC (FC Division), Indira Paryavaran Bhawan, Jor Bagh, Aliganj Road, New Delhi, Pin-110003/ Deputy Director General of Forests (Central), MoEF&CC, Government of India, IRO, A/3, Chandrasekharpur, Bhubaneswar for kind information and necessary follow up action in compliance to the order of Hon'ble NGT dtd.07.11.2012 in Appeal No.7/2012 communicated by the MoEF, Government vide their letter F. No.7-23/2012-FC dtd.24.7.2013.

*(Signature)*  
Special Secretary to Government

Memo No. 16561 /FE&CC, Date 16.09.21

Copy along with the copy of Annexures as above forwarded to the Principal Chief Conservator of Forests (Wildlife) & Chief Wildlife Warden, Odisha for information and necessary action.

*d. 16/9/2021*  
Special Secretary to Government

Memo No. 16562 /FE&CC, Date 16.09.21

Copy along with the copy of Annexures as above forwarded to the Regional Chief Conservator of Forests, Angul Circle / Collector, Angul/ Divisional Forest Officer, Angul Forest Division for information and immediate necessary compliance.

It may be ensured by the Divisional Forest Officer that Net Present Value of the forest land involved in this project of User Agency as well as for any other projects of the same User Agency, shall be deposited by them in full at applicable rates in appropriate head of account in State CAMPA before handing over of the forest land to the user agency. Besides, funds, if any, due to be deposited by the user agency in this project shall also be deposited by the project proponent before the forest land is handed over to them. The User Agency may also be instructed to furnish compliance to the conditions of forest/ wildlife clearance pertaining to the project in every quarter to the Divisional Forest Officer concerned for facilitating monitoring of compliances by them.

The Divisional Forest Officer, Angul Forest Division is also instructed to ensure that the direction given to the user agency are executed immediately.

*d. 16/9/2021*  
Special Secretary to Government

Memo No. 16563 /FE&CC, Date 16.09.21

Copy along with the copy of Annexures as above forwarded to the Commerce & Transport (Transport) Department/ Revenue & Disaster Management Department for information and necessary follow up action.

*d. 16/9/2021*  
Special Secretary to Government

Memo No. 16564 /FE&CC, Date 16.09.21

Copy along with the copy of Annexures as above forwarded to the Private Secretary to the Hon'ble Minister, Forest, Environment & Climate Change for kind information of the Hon'ble Minister.

*d. 16/9/2021*  
Special Secretary to Government

Memo No. 16565 /FE&CC, Date 16.09.21

Copy along with the copy of the Annexures forwarded to the Deputy Chief Engineer (Con-I), East Coast Railway, Bhubaneswar, Odisha for information and immediate necessary action.

The user agency is asked to take following actions immediately as per orders of Hon'ble National Green Tribunal dtd.07.11.2012 in Appeal No.7/2012 communicated by the MoEF, Government of India vide their letter F. No.7-23/2012-FC dtd.24.07.2013.

- i. *They shall publish the entire forest clearance granted in verbatim along with conditions and safeguards imposed by the Central Government in Stage-I/II forest clearance in two widely circulated daily newspapers, one in vernacular language and the other in English language so as to make people aware of the permission granted to the Project for use of forest land for non-forest purposes.*
- ii. *They shall submit the copies of forest clearance orders granted by the Central Government/State Government to the Heads of local bodies, Panchayats and*

- iii. *Municipal bodies in addition to the relevant offices of the Government, who in turn, has to display the same for 30 days from date of receipt.*  
*Detailed action taken in compliance to the above order of State Government shall be intimated to the Divisional Forest Officer, Angul Forest Division / Regional Chief Conservator of Forests, Angul Circle / Principal Chief Conservator of Forests, Odisha / Forest, Environment & Climate Change Department for reference.*

*Besides the above, the user agency is also asked to deposit Net Present Value of forest land for this project and for any other projects belonging to him in full, if not deposited yet, at applicable rates. Also requisite funds due for deposit by the user agency on account of this project shall also be deposited in State CAMPA Account.*

*The user agency shall furnish compliances to the conditions prescribed in the forest/wildlife clearance order to the Divisional Forest Officer, Angul Forest Division in every quarter, for the purpose of monitoring by him.*

*ds 16/9/2016*  
Special Secretary to Government

Memo No. 16566 /FE&CC, Date 16.09.21

Copy with copy of Annexures forwarded to the Head, State Portal, I.T. Centre, Odisha Secretariat, Bhubaneswar for information and necessary action. He is requested to upload this order along with its enclosures in the website of Forest & Environment Department **immediately** for information of all concerned. **This is required in compliance to order of Hon'ble National Green Tribunal dtd.07.11.2012 in Appeal No.7/2012. Hence this may be done unfailingly.**

*ds 16/9/2016*  
Special Secretary to Government

Memo No. 16567 /FE&CC, Date 16.09.21

Copy with copy of Annexures forwarded to the Under Secretary to Government, Office Establishment Section, Forest, Environment & Climate Change Department for information and necessary action with reference to their letter No.12939/F&E dtd.16.07.2016.

*ds 16/9/2016*  
Special Secretary to Government