

From: Dy. Conservator of Forests,
Gurgaon, Haryana

To,

Smt. Mohinder Kaur w/o Sh. Om Parkash.
Sh. Ashwani Kumar & Sh. Dharmender Kumar
S/o Sh. Dayanand,
C/o Spaze Towers Pvt. Ltd.
Spazedge Sector-47,
Sohna-Gurgaon Road, Gurgaon

No: - 2523-69

Date:- 15/8/13

Sub.: Clarification regarding Applicability of forest laws on Non Forest land Applied Smt. Mohinder Kaur w/o Sh. Om Parkash, Sh. Ashwani Kumar & Sh. Dharmender Kumar S/o Sh Dayanand land located at village-Sihi District-Gurgaon.

Applicant Smt. Mohinder Kaur w/o Sh. Om Parkash. Sh. Ashwani Kumar & Sh. Dharmender Kumar S/o Sh. Dayanand, C/o Spaze Towers Pvt. Ltd. Spazedge Sector-47, Sohna-Gurgaon Road, Gurgaon vide letter no. Nil dated 05.09.2011 made a request in connection with land measuring 10.456 Acres having Rect. No. 26 Killa No. 12,13, 14/1, 16/1, 16/2, 17, 18, 19, 22, 23, 24, 25/1, 25/2, 25/3 Rect. No. 27 Killa No. 21/2/1, 21/2/2, 21/2/3, Rect. No. 38 Killa No. 1/1/1/1min, 1/1/1/2, 1/1/1/3, 1/1/1/4 land located at village Sihi District Gurgaon. Applicant made a proposal to use this land for Group Housing Colony Purpose. In continuation of report submitted by RFO, Gurgaon vide Letter No. 934-G dated 20.12.2011 and approval from C.F. South Circle, Gurgaon vide letter No. 5041 dated 13.03.2013 it is made clear that:

- a) As per records available above said land is not part of notified Reserved Forest, Protected Forest under Indian Forest Act, 1927 or any area closed under section 4 & 5 of Punjab Land Preservation Act, 1900.
- b) It is clarified that by the Notification No. S.O.8/P.A.2/1900/S.4/2013 dated 4th January, 2013, all Revenue Estate of Gurgaon is notified u/s 4 of PLPA 1900 and S.O.81/P.A.2/1900/S.3/2012 dated 19th December, 2012 u/s 3 of PLPA 1900. The area is however not recorded as forest in the Government record but felling of any tree is strictly prohibited without the permission of Divisional Forest Officer, Gurgaon.
- c) If approach is required from Protected Forest by the user agency, the clearance/regularization under Forest Conservation Act 1980 will be required. Without prior clearance from Forest Department, the use of Forest land for approach road is strictly prohibited. Smt. Mohinder Kaur w/o Sh. Om Parkash, Sh. Ashwani Kumar & Sh. Dharmender Kumar S/o Sh. Dayanand whose land is located at village-Sihi District Gurgaon must obtain clearance as applicable under Forest Conservation Act 1980.
- d) As per the records available with the Forest Department, Gurgaon, the area does not fall in areas where plantations were raised by the Forest Department under Aravalli project.
- e) All other statutory clearances mandated under the Environment Protection Act. 1986, as per the notification of Ministry of Environment and Forests, Government of India, dated 07-05-1992 or any other Act/order shall be obtained as applicable by the project proponents from the concerned authorities.
- f) The project proponent will not violate any Judicial Order/ direction issued by the Hon'ble Supreme Court/ High Courts.
- g) It is clarified that the Hon'ble Supreme Court has issued various judgments dated 07.05.2002, 29.10.2002, 16.12.2002, 18.03.2004, 14.5.2008 etc. pertaining to Aravalli region in Haryana, which should be Followed.
- h) It shall be the responsibility of user agency/applicant to get necessary clearances/permissions under various Acts and Rules applicable if any, from the respective authorities/Department.

Date:
Place. Gurgaon.

Dy. Conservator of Forest,
Gurgaon.

Endst.No.

Dated:

A copy is forwarded to:-

1. D.G, T.C.P, Ayojana Bhawan, Sec-18, Madhya Marg, Chandigarh for kind information,
2. Dy. Commissioner, Gurgaon w.r.t. his letter no. 434 dated 23.01.2013 for information and necessary action.
3. Conservator of Forests, South Circle, Gurgaon for Kind information
4. Guard File.

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Dy. Conservator of Forest,
Gurgaon.