बिहार सरकार पर्यावरण, वन एवं जलवायु परिवर्तन विभाग

आदेश

संख्या :- ४ / वनभूमि-४८ / २०२५...../ प०व०ज०प०, पटना-१५, दिनांक.....

श्री राजेश कुमार तिवारी, ग्राम—भिट्ठी, पोस्ट—शंभुआर, थाना—मधुबनी, मधुबनी (प्रयोक्ता एजेंसी) द्वारा मधुबनी जिलान्तर्गत दिहवत माधोपुर मौजा के खाता संख्या—625, 635(क), प्लॉट संख्या—1430, 1430 / 7829, थाना संख्या—127, थाना—मधुबनी में मधुबनी—सकरी एम.डी.आर. पथ के किनारे HPCL का रिटेल आउटलेट स्थापित करने के क्रम में पहुँच पथ निर्माण हेतु वन (संरक्षण) अधिनियम, 1980 के अंतर्गत 0.01875 हे० वन भूमि के गैर वानिकी उपयोग के प्रस्ताव पर प्रधान मुख्य वन संरक्षक कार्यालय (वन संरक्षण संभाग), बिहार, पटना के पत्रांक—FP/BR/PetrolPump/469949/2024, दिनांक—11.07.2025 द्वारा सशर्त सैद्धांतिक स्वीकृति (Stage-I) प्रदान की गयी है:—

अपर प्रधान मुख्य वन संरक्षक (कैम्पा)—सह—नोडल पदाधिकारी (वन संरक्षण), बिहार, पटना के पत्रांक—FC-736 दिनांक—17.06.2025 द्वारा स्टेज—1 में अधिरोपित शर्तों का अनुपालन प्रतिवेदन समर्पित किए जाने के उपरांत विभागीय पत्रांक—3422, दिनांक—03.07.2025 से अपर प्रधान मुख्य वन संरक्षक, कैम्पा—सह—नोडल पदाधिकारी (वन संरक्षण), बिहार, पटना के स्तर से अंतिम स्वीकृति दिये जाने की कार्रवाई हेतु विभागीय सहमति दी गयी है।

प्रधान मुख्य वन संरक्षक कार्यालय (वन संरक्षण संभाग), बिहार, पटना के पत्रांक— FP/BR/PetrolPump/469949/2024, दिनांक—11.07.2025 द्वारा उपरोक्त प्रस्ताव के आलोक में पहुँच पथ के निर्माण हेतु वन (संरक्षण एवं संबर्द्धन), अधिनियम, 1980 के अंतर्गत 0.01875 हे० वन भूमि के गैर वानिकी उपयोग के प्रस्ताव पर अंतिम स्वीकृति (Stage-II) निम्नलिखित शर्त्तों के साथ प्रदान की गयी है:—

S.No.	Conditions
1.1	"Legal status of the forest land shall remain unchanged"
1.2	Compensatory afforestation : The State Forest Department shall plant 100 numbers of trees to maintain the green cover at the project cost. Planting site for the purpose shall be identified by the State Forest Department preferably in the vicinity of the project site. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
1.3	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
1.4	Wherever possible and technically feasible, the User Agency shall undertake by involving local community, afforestation measures in the blanks within the lease area, as well as along the roads outside the lease area diverted under this approval, in consultation with the concerned DFO at the project cost.
1.5	 The approach road to petrol pump/fuel station should be as per the following norms issued by the Ministry of Road Transport and Highways and communicated vide Ministry's letter No.11-268/2014-FC dated-11.07.2014:- (a) Fuel station should generally be a part of rest area complex having other amenities like place for parking, toilets, restaurants, rest rooms, shops etc. Proper planning should be done by the user agency, in advance, for construction of such complex along the road so that destruction of road side forest is minimized. (b) Suitable signs and markings showing the location of the fuel station may be provided without disturbing the road side plantations. (c) Entire periphery of the retail outlet should be lined up with tree plantation at a close spacing of 1.0 to 1.5 meter keeping an offset of 1.5 meter from the boundary, with light

crown trees which will maintain greenery without compromising with the function requirement. (d) Suitable plantations should be raised by the user agency along the approach road, so island and other vacant areas in addition to the compensatory afforestation requirement. The layout plan of the proposed diversion of the forest land shall not be changed with prior approval of Ministry/Deptt. of Environment, Forest & Climate Change. The User Agency shall ensure that the labourers and staff engaged in construction act not damage the nearby road side flora and fauna. The diverted forest land shall not be used for any purpose other than that specified in the proposal. The period of diversion under this approval shall be co-terminus with the existence petroleum Retail Outlet and requirement of land for access road. The diverted forest land shall under no circumstance be transferred to any other a department, or person without prior approval of Ministry/Deptt. of Environment, F Climate Change. The User Agency and the concerned Divisional Forest Officer shall ensure compli provision of the Acts, Rules, Regulation, Guidelines, Hon'ble Court order(s) and National Tribunal Order(s) pertaining to this project, if any, for the time being in force, as applied the project. Violation of any of these conditions will amount to violation of Van (Sanrakshan Samvardhan) Adhiniyam, 1980 and action would be taken as prescribed in Compress Guidelines issued under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 are framed thereunder. Any other condition that the Department of Environment, Forest & Climate Chan stipulate from time to time in the interest of conservation, Protection and development of the condition and development of the		
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अपर प्रधान मुख्य वन संरक्षक (कैम्पा)—सह—नोडल पदाधिकारी (वन संरक्षण), बिहार, पटना के पत्रांक—925, दिनांक—14.07.2025 द्वारा Stage-II के शर्तों का अनुपालन प्रतिवेदन एवं प्रस्तावित 0.01875 हे० वन भूमि के गैर वानिकी उपयोग हेतु आदेश राज्य सरकार के स्तर से निर्गत किये जाने का प्रस्ताव दिया गया है।

अतः भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, नई दिल्ली के S.O. 5074(E) दिनांक—29.11.2023 द्वारा निर्गत दिशा—निदेश के आलोक में प्रधान मुख्य वन संरक्षक कार्यालय (वन संरक्षण संभाग), बिहार, पटना के पत्रांक— FP/BR/PetrolPump/469949/2024, दिनांक—11.07.2025 द्वारा उपरोक्त वर्णित HPCL का रिटेल आउटलेट स्थापित करने के क्रम में पहुँच पथ निर्माण हेतु वन (संरक्षण एवं संबर्द्धन), अधिनियम, 1980 के अंतर्गत 0.01875 हे० वन भूमि के गैर वानिकी उपयोग हेतु अनुमित निम्निखित अतिरिक्त शर्तों के साथ प्रदान की जाती है :—

- 1. प्रयोक्ता एजेंसी को अंतिम स्वीकृति आदेश को समेकित रूप से स्थानीय समाचार पत्र (एक अंग्रेजी एवं एक हिन्दी) में अक्षरशः प्रकाशित कराना होगा।
- 2. प्रयोक्ता एजेंसी, अंतिम स्वीकृति आदेश की एक प्रति को स्थानीय निकाय के प्रधान कार्यालय पट्ट पर 30 दिनों के लिए प्रदर्शनार्थ, निकाय प्रधान को सौपना होगा।

वन प्रमंडल पदाधिकारी, मिथिला वन प्रमंडल, दरभंगा उक्त वर्णित 0.01875 हे० वन भूमि पर रिटेल आउटलेट खोलने के लिए पहुँच पथ के निर्माण हेतु प्रयोक्ता को अनुमित संसूचित करते हुए इसे अभिलेख में दर्ज करेंगे तथा इसका सीमांकन कराना सिनश्चित करेंगे। उनके द्वारा शर्तों का अनुपालन प्रतिवेदन सरकार एवं नोडल पदाधिकारी (वन संरक्षण), बिहार के कार्यालय को उपलब्ध कराया जायेगा।

उपर्युक्त अंकित शर्तों का अक्षरशः अनुपालन नहीं करने की स्थिति में या गैर वानिकी उपयोग होने वाली वन भूमि पर इस अनुमित से निहित प्रयोजन से भिन्न किसी अन्य गैर वानिकी कार्य किए जाने की स्थिति में बिहार सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन विभाग को यह अधिकार होगा कि वन भूमि पर किए जाने वाले अन्य गैर वानिकी कार्य को तत्काल बंद कराते हुए तत्संगत अधिनियम के तहत कानूनी कार्रवाई के उपरांत वन भूमि के गैर वानिकी उपयोग की यह अनुमित रद्द करते हुए/वापस लेते हुए भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय को सूचित करे।

ह०/-(श्याम चन्द्र मंडल) सरकार के अवर सचिव

सरकार के अवर सि ज्ञापांक : 4/वनभूमि–48/2025..../प०व०ज०प०, पटना–15, दिनांक......थ्रा

प्रतिलिपि :— सहायक वन महानिदेशक, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, भारत सरकार, FC डिविजन, इंदिरा पर्यावरण भवन, जोर बाग, नई दिल्ली—110003/अपर प्रधान मुख्य वन संरक्षक (केन्द्रीय), पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, राँची—834002/प्रधान मुख्य वन संरक्षक, बिहार, पटना/अपर प्रधान मुख्य वन संरक्षक (केम्पा)—सह—नोडल पदाधिकारी (वन संरक्षण), बिहार, पटना/वन संरक्षक, मुजफ्फरपुर/जिला पदाधिकारी, मधुबनी/माननीय विभागीय मंत्री के आप्त सचिव को सूचनार्थ एवं आवश्यक कार्यार्थ प्रेषित।

वन प्रमंडल पदाधिकारी, मिथिला वन प्रमंडल, दरभंगा को बिहार सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन विभाग, बिहार, पटना से प्राप्त अंतिम स्वीकृति पत्र के साथ सूचनार्थ, कार्यालय के सूचना पट्ट पर प्रदर्शनार्थ (30 दिनों तक) प्रेषित।

श्री राजेश कुमार तिवारी, पिता—श्री राधेश्याम तिवारी, ग्राम—भिट्ठी, पोस्ट—शंभुआर, थाना—मधुबनी, जिला—मधुबनी, पिन—847234 को सूचनार्थ तथा उपरोक्त शर्तों के अनुरूप कार्यार्थ प्रेषित। संबंधित सहायक, गार्ड फाईल में संधारण /आई०टी० (मैनेजर), पर्यावरण, वन एवं जलवायु परिवर्तन विभाग, को विभागीय वेबसाइट पर अविलम्ब अपलोड कराने हेतु प्रेषित।

29.7.25

(श्याम चन्द्र मंडल) सरकार के अवर सचिव