

**DEPARTMENT OF FORESTS & WILDLIFE
GOVERNMENT OF NCT OF DELHI
A-BLOCK, 2ND FLOOR, VIKAS BHAWAN
I.P.ESTATE, NEW DELHI-110002**

F.1 (2497)/Legal/HQ/20-21/21-40

Date: 11.10.2022

**MINUTES OF THE FIFTH MEETING OF OVERSIGHT COMMITTEE HELD ON
03.10.2022 AT 5:30PM REGARDING THE HON'BLE NGT ORDER DATED 15.01.2021
IN O.A. NO. 58/2013 IN THE MATTER OF SONYA GHOSH VS GNCTD**

In pursuance of the Hon'ble NGT Order dated 15.01.2021 in O.A. No. 58/2013 in the matter of Sonya Ghosh Vs. GNCTD, the fifth meeting of Over Sight Committee was called on 03.10.2022 at 5:30 PM under the Chairmanship of Director General Forest & Special Secretary (DGF&SS), MoEF&CC, Govt. of India. List of participants are attached.

Meeting started with welcome of all participants. At the onset, DGF&SS expressed better representation by Police Department of NCT of Delhi in the future as the matter pertains to ensuring compliance of directions of Hon'ble NGT. Thereafter, detailed presentation (enclosed herewith) was done by Department of Forest and Wildlife to brief the committee.

At the outset, the DGF&SS observed that the members of the Oversight Committee are sending their representatives for the meetings who are usually not able to take decisions and add value to the deliberations of the meeting. Therefore, it was directed by the Chairman of the Committee that the designated members of the Committee will only appear for the meetings or their representative who is able to take decisions in the matters contained in various agenda of the meeting in future.

[Action: All members of the Committee]

Issues discussed and decisions taken in the meeting are as follows:

Agenda 1: Status of Encroachment removal from Forest land

- The committee was informed that more than 6.28 Ha of Forest land has been made free of encroachment since last meeting (6 months) of Oversight Committee held on 18.02.2022.

SL. No.	Village	Encroachment removed during 01.04.2021-18.02.2022 (ha)	Encroachment removed in 18.02.2022-30.09.2022(ha)	Division
1	Aaya Nagar	0	0.8	South
2	Chhattarpur	0	0.083	South
3	Nebsarai	2.463	1.807	South



4	Sahoorpur	0	0	South
5	Devli	0	0	South
6	Asola	7.01	0.16	South
7	Bhatti	0.84	0.54	South
8	Maidangarhi	0	0.32	South
9	Saidulajab	0	0	South
10	Satbari	0	0	South
11	Jaunapur	0.41	0.8	South
12	Deramandi	6.15	1.07	South
13	Tughlakabad	0.36	0	South
14	Pulpehladpur	0.2	0	South
15	Rangpuri	0	0.6	West
16	Rajokri	0	0.1	West
17	Mahipalpur	0	0	West
Total		17.433	6.28	

- DGF&SS remarked on the slow pace of encroachment removal. DCF(South) and DCF(West) were directed to hold a meeting with DC with jurisdiction over areas encroached and submit an actionable Action plan for removal of encroachment with timelines before next meeting. Meetings for review of action to be taken should be done regularly and minutes of all such meetings should be sent to the MoEF&CC for regular monitoring of progress in the compliance of directions of Hon'ble NGT

[Action: DCF(S&W), DC (South, South-East, New Delhi)]

Agenda 2: Status of Cases in FSO court and First Appellate cases.

- Committee was informed about the latest status of cases in FSO court and Appellate authority:

Division	Total no. of cases in FSO court	No. of Cases disposed	No. of cases pending in FSO court
South Forest Division	62	34	28 (Hearing has been completed in 8 cases judgment and orders have kept in reserved them)



West Forest Division	8	3	5 (Hearing has been completed for 3 cases and orders have been kept reserved in them).
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Division	Total no. of appeals against FSO orders filed before First Appellate authority till 30/09/2022
South Forest Division	32 (Affecting approx 100 ha of Forest land)

- DGF&SS directed DCF(South) to ensure that all orders are finalized within a month for the process of settlement of rights under IFA, 1927 and to initiate the process of final notification as per Section 20 of IFA, 1927.

Action: DM(South), ADM (South)

- DGF&SS directed the PCCF to follow up with Divisional Commissioner (Revenue) to initiate early completion of proceedings under section 18 of IFA, 1927.

[Action: PCCF, Divisional Commissioner (Revenue)]

Agenda 3: Status of the tatima proceedings till 30.09.2022:

SL. No.	Village	No. of Khasras for which Tatimma is to be Done	Tatimma Process completed	Tatimma Process Initiated
1	Asola	14	5*	10
2	Ayanagar	35	0	20
3	Bhatti	41	2*	24
4	Chattarpur	4	0	0
5	Devli	12	0	0
6	Dera Mandi	24	0	8
7	Maidangarhi	13	0	0
8	Nebsarai	3	0	0
9	Jonapur	25	0	6
10	Saidulajaib	3	0	0



SL. No.	Village	No. of Khasras for which Tatimma is to be Done	Tatimma Process completed	Tatimma Process Initiated
11	Sahoorpur	2	0	2
12	Satbari	3	0	0
13	Tughlakabad	24	0	24
14	Pul Pehladpur	1	0	1
15	Ghitorni	1	1	1
16	Rajokri	5	0	0
17	Rangpuri	25	0	0
Total		235	8	96

*Ground demarcation is still pending

- DGF&SS remarked that the rate of completion of Tatimma proceedings was very slow. It was directed that DCF(South) and DCF(West) shall have regular meetings with DCs concerned on this issue and sent minutes of the meeting to the MoEF&CC for regular monitoring of progress in the compliance of directions of Hon'ble NGT. It was also decided that the payment of all ground demarcation shall be borne by the Department of Forest & Wildlife, GNCTD.

[Action: DCF(S&W), DC(South, South-East, New Delhi)]

Agenda 4: Construction of Boundary Wall:

SL. No.	Village	Boundary wall (in m) taken up after last meeting till 30/09/2022
1	Asola	2705
2	Bhatti	2397
3	Sahoorpur	342
4	Pulpehladpur	2252
5	Deramandi	7079
6	Jonapur	1485
7	Tughlakabad	800
8	Ayanagar	3923



9	Maidangarhi	1147
10	Chhattarpur	784
11	Nebsarai	1812
12	Saidulajaib	0
13	Satbari	0
14	Rangpuri	4178
15	Rajokari	13000
16	Ghitorni	425
Total		42329

- Committee was informed that approximately **6.7 Km** of wall has been constructed & **3.4 km** boundary wall has been repaired since last meeting of Oversight Committee held on 18.02.2022.
- DGF&SS directed to call representative of IFCD in to be present in future meetings of committee to brief about the problems faced in early completion of the work of construction of walls, if any.

[Action: IFCD, DCF(S&W)]

Agenda 5: Issues pending with DUSIB regarding rehabilitation of colonies:

- **Committee was informed about the latest progress in matter related to Jhuggi jhopari basti:**
 - DUSIB is in possession of an exhaustive list of 675 + 82 JJ colonies which is also present in the website of DUSIB. A total of 103 JJ clusters out of 757 JJ clusters as per DUSIB's list are seen as encroachment on forest land/ Morphological Ridge
 - A review meeting was held on 14.06.2022 under the Chairmanship of Secretary to Hon'ble Environment Minister to discuss the issue regarding removal of encroachment and rehabilitation of eligible inhabitants on forest land in Rangpuri area and it was decided that Department shall take view of Law department on the same.
- **Committee was informed about the issues on which views of Law Department has been sought:**
 - Point 2(i) of policy for rehabilitation and relocation of Jhuggi and Jhopri Basti dated 11.12.2017 says:

“....(i) who is eligible for rehabilitation or relocation Jhuggi Jhopri Bastis which have come up before 01.01.2006 shall not be removed (as per National Capital Territory of Delhi Laws (Special Provisions) second, Act 2011) without providing them alternative housing. “

In contradiction of the above provision number 2(v) of the above stated policy clarifies:

“.....Any Land Owning Agency will not demolish any Jhuggi Jhopri Basti which is eligible as per para 2(i) above unless:

1. there is any court “

- DUSIB submitted that DUSIB is not in any position to rehabilitate inhabitant of any identified area after eviction as the Affordable Rental Scheme for this purpose is under consideration between Central and State Government.
- Vide the judgment dated 15.02.2021 (placed at page no. 8-18/c) of the Hon'ble National Green Tribunal, Pr. Bench, New Delhi vide which the following has been directed:
- “....16. In view of above, we direct that the Delhi Government through the Chief Secretary, Delhi to ensure that requisite Notification under Section 20 of the Indian Forest Act, 1927 is issued within three months in respect of the area about which there is no controversy. Further actions to be taken by the Delhi Government may include suitable protection by fencing/wall and vigilance. Identification of the remaining area and action plan for removing the encroachments be ensured within next three months. Execution of the action plan will be primarily under the Chief Secretary Delhi, who is also the Chairman of the Ridge Management Board.....”
- Clarification has been sought from the Law Department on the following points:
 1. Does JJ cluster Rehabilitation Policy, 2017 override the directions of the Hon'ble Courts for removal of encroachment.?
 2. Does Forest Department need to wait for formation of new policy for rehabilitation if present rehabilitation policy has been kept in abeyance for removing encroachment over forest land which are designated as jhugi jhopri bastis by DUSIB?
 3. Should Forest Department start demolition of jhugi jhopri basti irrespective of its qualification for relocation as per Rehabilitation and Relocation Policy, 2017?
- Committee was informed that the views of Forest Department on proposed colonies to be notified for rehabilitation shall be given by 07/10/2022.

[Action: PCCF]

Agenda 6: Status of notification under Section-20 of IFA-1927(Phase 1& Phase II).

6(1). Status of notification under section 20(Phase-I, Southern Ridge):

SL. No.	Village	Total Area (in Ha)	Area sent for phase 1 Notification(in Ha)	Status of Comments from Revenue Department	Status of Notification
1.	Tughlakabad	544.84	332.97	Received	File sent to DCF(S) to seek comments of Hon'ble MLAs of concerned area and

					submit with comments on received comments as per the directions of Hon'ble Minister(E&F)	
2.	Rajpur khurd	5.61	5.61	Received	File sent to DCF(S) to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments as per the directions of Hon'ble Minister(E&F)	
3.	Chattarpur	50.24	14.18	Received	Notification has been issued	
4.	Dera Mandi	1090.36	707.12	Received	File sent to DCF(S) to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments as per the directions of Hon'ble Minister(E&F)	
5.	Saidulajaib	34.89	6.55	Received		
6.	Satbari	143.15	71.68	Comments sought from DDA in few khasras.		
7.	Jaunapur	327.53	215.57	Comments Awaited		
8.	Maidangarhi	423.04	280.62	Comments received		
9.	Nebsarai	49.36	9.19	Comments received		
10.	Ayanagar	343.18	261.86	Comments Awaited		
11.	Asola	775.48	595.63	Comments received		
12.	Bhatti	1119.67	793.68	View sought from DDA		
13.	Devli	480.07	393.49	Received		
14.	Sahoorpur	276.66	246.35	Received		
15.	Mahipalpur	7.71	Nil	N/A		N/A
16.	Rajokari	277.67	222.48	Received		File sent t o DCF(W)

17.	Ghitorni	61.30	3.413	Received	to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments as per the directions of Hon'ble Minister (E&F)
18.	Rangpuri	150.08	89.30	Received	Notification has been issued
19.	Pul Pehladpur	56.96	Nil	N/A	N/A

- DGF&SS expressed displeasure over exclusion of areas for want of views from DDA. It was directed that all areas wherein no cases are pending with FSO court and Appellate authority should be immediately taken up for Final notification under section 20 of IFA, 1927.
- DGF&SS remarked on the unnecessary delay being done in final notification as per direction of Hon'ble NGT by seeking views of Hon'ble MLAs as it is not prescribed in the IFA, 1927.
- DGF&SS directed PCCF to immediately rectify above discrepancies and speed up the process of final notification under section 20 of IFA, 1927.

[Action: PCCF]

6(2). Status of notification under section 20(Phase-II, Southern Ridge):

SL. No.	Village	Total Area (in Ha)	Area for phase 2 Notification(in Ha)	Status of Notification
1.	Tughlakabad	544.84	202.42	File sent to DCF(S) to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments as per the directions of Hon'ble Minister(E&F)
2.	Rajpur khurd	5.61	NIL	Not required
3.	Chattarpur	50.24	32.53	File sent to DCF(S) to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments as per the directions of Hon'ble



				Minister(E&F)
4.	Dera Mandi	1090.36	190.87	Draft notification has been circulated & comments are awaited from Revenue Dept.
5.	Jaunapur	327.53	110.75	File sent to DCF(S) to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments
6.	Ayanagar	343.18	68.05	
7.	Satbari	143.15	32.80	File sent to DCF(S) to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments as per the directions of Hon'ble Minister(E&F)
8.	Saidulajaib	34.89	19.72	
9.	Maidangarhi	423.04	67.49	
10.	Nebsarai	49.36	18.84	
11.	Asola	775.48	113.91	
12.	Bhatti	1119.67	26.50	
13.	Rangpuri	150.08	24.55	
14.	Sahoorpur	276.66	26.90	
15.	Devli	480.07	65.80	
16.	Rajokari	277.67	39.46	
17.	Ghitorni	61.30	0.86	Draft notification has been circulated & comments are awaited from Revenue Dept.
18.	Mahipalpur	7.71	Nil	
19.	Pul Pehladpur	56.96	56.91	File sent to DCF(S) to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments as per the directions of Hon'ble Minister(E&F).

- DGF&SS expressed displeasure over exclusion of areas for want of views from DDA. It was directed that all areas wherein no cases are pending with FSO court and Appellate authority should be immediately taken up for Final notification under section 20 of IFA, 1927.
- DGF&SS remarked on the unnecessary delay being done in final notification as per direction of Hon'ble NGT by seeking views of Hon'ble MLAs as it is not prescribed in the IFA, 1927.
- DGF&SS directed PCCF to immediately rectify above discrepancies and speed up the process of final notification under section 20 of IFA, 1927.

[Action: PCCF]

6(3). Status of notification under Section 20 of Other Ridges:

- Committee was informed about the progress in final notification of Reserve Forest other than southern ridge:

Name of Ridge	Total Area	Area proposed for notification	Status of Notification
Northern Ridge	170.74 Ha	170.74 Ha	File sent to DCF(S) and DCF(C) to seek comments of Hon'ble MLAs of concerned area and submit with comments on received comments as per the directions of Hon'ble Minister(E&F)
South Central Ridge	625 Ha	625 Ha	
Central Ridge	1300 Ha	1300 Ha	A meeting was scheduled vide Letter dated 23.6.2022 on 08.07.2022 for identifying the Khasras of Central Ridge for Final Notification under Section 20 of the IFA 1927. The documents in respect of boundaries of defence land of Delhi Cantonment are provided vide letter dated 11.07.2022. DCF(W) shall be submitting the draft notification for vetting of law department within a week.
Nanak Pura Ridge	7 Ha	8.36 Ha	As per the information received from the DDA on 27.05.2022, the land measuring area of 24 Acre falling under the Nanakpura Ridge is the owned by the L&DO/GoI and Maintenance for care lies with DDA. The notification is under process. DCF(W) shall be submitting the draft notification for vetting of law department within a week.

- DGF&SS expressed displeasure delay over issue which is not in jurisdiction of Forest Department in above areas. As informed by the Forest Department that there are no cases pending with FSO court and Appellate authority for above areas, they should be immediately taken up for Final notification under section 20 of IFA, 1927.



- DGF&SS remarked on the over unnecessary delay being done in final notification as per direction of Hon'ble NGT by seeking views of Hon'ble MLAs as it is not prescribed in the IFA, 1927.
- DGF&SS directed PCCF to immediately rectify above discrepancies and speed up the process of final notification under section 20 of IFA, 1927.

[Action: PCCF]

Agenda 7: Status of Complaint filed by Ms. Laxmi before the NGT, Delhi on 15.07.2022

- Committee was briefed that the above complain pertains to encroachment of khasra nos. 848, 954, 963, 969, 725, 726, 729, 730, 731 & 963 in Village Bhatti by Hanslok Ashram.
- Committee was informed about the last hearing held on 25/07/2022 in this case and latest situation of above khasras as per field verification:

Khasra nos.	Status of land
848, 954, 963, 969, 725, 726, 729, 730, 731 & 963	Notified as Reserve Forest u/s 4 of Indian Forest Act, 1927 and is encroachment free.
730, 963 and 969 are min khasras	Tatimma proceeding required to be completed by Revenue Department. Tatimma proceedings have been initiated by SDM (Saket) and requested to fix a schedule for joint demarcation exercise so as to complete tatimma proceedings.
848	Demolition drive was conducted on 20.07.2022 by department and encroachments were removed. Presently, this land is under possession of Forest Department.
725, 726, 729 and 731	Under stay as per the order passed by Hon'ble High Court of Delhi in the matter of Arun Kumar Jain Vs DCF (South).

- DGF&CC directed DCF(S) to follow up with DC(S) to complete demarcation of area as per Tatimma proceedings is to be done within 15 days for areas. DCF(S) should also move an application for early hearing and vacation of stay order.

[Action: DCF(S) and DCF(S)]



Agenda 8: Status of cases where stay has been given.

Division	No. of Cases <i>where stay has been given</i>
South Forest Division	77 Cases
West Forest Division	13 Cases

- Committee was apprised that approximately 300 ha of land is affected by these orders. DGF&CC directed that DCF(S) and DCF(W) should re-examine order and give a gist of nature and reason for stay orders and date of last effective hearing within 15 days.

[Action: DCF(S&W)]

Other Agenda: Status of Working Plan:

- Committee was apprised about the progress in preparation of Working plan:

Date	Status
30.06.2021	FRI, Dehradun was intimated about acceptance of their proposal for preparation of Working Plan
09.08.2021	First instalment of 20% payment (15.6 Lakh) was released
04.04.2022	Team of FRI arrives in Delhi for first field survey
29.06.2022	FRI informs about completion of field survey and requested for supply of additional information. Information has been already provided to FRI as per their request.
29.09.2022	Second Instalment of 39.00 lakh has been approved
Present status	FRI will submit draft Working plan for stakeholder consultations.

- PCCF was directed to ensure the release of second installment within 10 days. Director (FRI) was direct to ensure submission of draft Working plan by end of March. Director (FRI) to be invited for all meeting of Oversight Committee in future for informing the progress made in this respect.

[Action: PCCF, Director (FRI)]

- The DGF&SS directed the PCCF, Delhi to designate a senior officer in the Department to closely follow up the issues of the court cases, directions, grievances, eviction of




encroachments, tatima proceedings and to coordinate with the MoEFCC so that the outstanding issues are brought to logical ends in a time bound manner.

[Action: PCCF]

Meeting ended with the vote of thanks to the chair. This issues with the approval of competent authority.

This issues with the approval of the Competent Authority.


(Amit Anand)
DCF(P&M)

To,

1. PS to Director General Forest, MoEF&CC, Jal Wing, 4th Floor, MoEF&CC, Indira Paryavaran Bhawana, Jorbagh Road, New Delhi-110003.
2. PS to Addl. Director General of Forests (FC), MoEF&CC, GOI, Jal Wing, 5th Floor, MoEF&CC, Indira Paryavaran Bhawana, Jorbagh Road, New Delhi-110003.
3. PS to Commissioner of Police, Office of the Commissioner of Police, Delhi, Police Headquarters, Jai Singh Road, New Delhi 110001.
4. PS to Vice Chairman DDA, B Block, 1St Floor, Vikas Sadan, New Delhi-110073.
5. PS to Principal Secretary/ Secretary (Revenue), Govt. of NCT of Delhi, Office of Divisional Commissioner , Revenue Department (HQ), GNCTD, 5, Sham Nath Marg, Delhi-110054
6. PS to Principal Secretary/ Secretary (E&F), Govt. of NCT of Delhi, C-Wing, Delhi Secretariat.
7. PS to Director General (Forest), Forest Survey of India, Kaulagarh Road, P.O, IPE Dehradun-248195.
8. PS to Director, FRI, Kaulagarh Road, Uttrakhand Dehradun.
9. PS to The Principal Chief Conservator of Forests, Department of Forests and Wildlife, Govt. of NCT of Delhi.
10. CCF (CWLW), Department of Forests and Wildlife, Govt. of NCT of Delhi.
11. CCF (A), Department of Forests and Wildlife, Govt. of NCT of Delhi.
12. CF, Department of Forests and Wildlife, Govt. of NCT of Delhi.
13. Director (Admin/ Head of Office/ Law/ Rehabilitation/ Land/ Board/ BVK/ CS/ SUR/ Allotment), Delhi Urban Shelter Improvement Board, Punarwas Bhawan, I.P. Estate, New Delhi-110002
14. DCF (S), Department of Forests and Wildlife, Govt. of NCT of Delhi.
15. Deputy Commissioner (South), South Delhi, M.B. Road, Saket, New Delhi-110068.
16. Deputy Commissioner (New Delhi), New-Delhi, District Magistrate Office New Delhi, 12/1, Jam Nagar House, Sahajahan Road, New Delhi 110011.

17. Deputy Commissioner (South-East), Old Gargi College Building, Lajpat Nagar-IV New Delhi -110024.

18. DCF (W), Department of Forests and Wildlife, Govt. of NCT of Delhi.

19. DCF (N), Department of Forests and Wildlife, Govt. of NCT of Delhi

Copy for information to:

1. PS to Chief Secretary, Delhi Secretariat, IP Estate, IP Estate, New Delhi.

Sd/-

(Amit Anand)
DCF(P&M)