

GOVERNMENT OF PUNJAB
DEPARTMENT OF FORESTS & WILDLIFE PRESERVATION
(FOREST BRANCH)

NOTIFICATION

No. 39/14/2011-FT-3/10048

Dated: 22.12.2011

Whereas under section 4 of the Punjab Land Preservation Act, 1900 there is a provision of imposing temporary regulations, restrictions or prohibitions in areas governed under the Act.

2. Whereas Punjab Government while giving effect to the provisions of the Punjab Land Preservation Act 1900, imposed certain temporary regulations, restrictions or prohibitions with regard to Clearing, breaking and cultivation of the land, quarrying of stones, burning of lime, cutting of trees or timber or collection or removal of any forest produce, the admission, herding, pasturing or retention of any cattle etc. in detailed areas as contained in the schedules of the Punjab Government, notifications in respect of villages given in Table below (total area of these villages also given in annexure III):-

Table-I

Sr. No.	District	Name of the Village	H.B. No	Notification under Section No. 4
1	Hoshiarpur	Shri Pandian	376	43(43) Fr-3-84/1313 dt. 31-01-1985*
2	-do-	Alera	616	-do-
3	-do-	Amroh	617	-do-
4	-do-	Plahar	612	-do-
5	-do-	Bhera	603	-do-
6	-do-	Kartoli	619	-do-
7	-do-	Nangal Khnoura	618	-do-
8	-do-	Dhalal	609	-do-
9	-do-	Sathwan	596	-do-
10	-do-	Tohlu	607	-do-
11	-do-	Bhuter	608	-do-
12	-do-	Dhar	550	-do-
13	-do-	Mangu Mehra	614	-do-
14	-do-	Talwara	604	-do-
15	-do-	Dohar	602	-do-
16	-do-	Batwara	615	-do-
17	-do-	Bhol Kalota	611	-do-
18	-do-	Palli	566	-do-
19	-do-	Changarwan	601	-do-

20	Hoshiarpur	Adampur Motian	600	43(43) Ft-3-84/1313 dt. 31-01-1985*
21	-do-	Ram Nangal	599	-do-
22	-do-	Rouli	597	-do-
23	-do-	Heer Beh	562	-do-
24	-do-	Bhambotar	606	-do-
25	-do-	Rajwal	605	-do-
26	-do-	Beh Atta	572	-do-
27	-do-	Nathuwal	555	-do-
28	-do-	Tung	582	-do-
29	-do-	beh Khushala	569	-do-
30	-do-	Beh Dullo	560	-do-
31	-do-	Gwal Chak Jassu	590	-do-
32	-do-	Gwal Chak shingaru	595	-do-
33	-do-	Bhatoli	594	-do-
34	-do-	Beh Jogan	553	-do-
35	-do-	Latholi	581	-do-
36	-do-	Badala	373	-do-
37	-do-	Passi karora	371	-do-
38	-do-	Rakri	592	-do-
39	-do-	Berring	568	-do-
40	-do-	Fatehpur	598	-do-
41	-do-	Beh Lakhan	556	-do-
42	-do-	Beh Kitto	554	-do-
43	-do-	Beh Mava	552	-do-
44	-do-	Bringli	610	-do-
45	-do-	Namoli	593	-do-
46	-do-	Depur	588	-do-
47	-do-	Kothi	575	-do-
48	-do-	Repur	589	-do-
49	-do-	Beh Fatto	563	-do-
50	-do-	Beh Vidiya	561	-do-
51	-do-	Beh Nangal	573	-do-
52	-do-	Bhati Shakar Kour	571	-do-
53	-do-	Asafpur	359	-do-
54	-do-	Beh Daria	574	-do-
55	-do-	Bādalian	360	-do-
56	-do-	Barri	565	-do-
57	-do-	Pulerian	362	-do-
58	-do-	Bharath	368	-do-
59	-do-	Dugral	567	-do-
60	-do-	Swar	363	-do-
61	-do-	Kando Karora	372	-do-
62	-do-	Ghaggar	374	-do-
63	-do-	Beh Ranga	564	-do-
64	-do-	Narnoul	375	-do-

65	Hoshiarpur	Beh Chur	570	43(43) Fl-3-84/1315 dt. 31-01-1985*
66	-do-	Sepriyan	367	-do-

Note: - * this notification was issued for certain period in the past and are now Being refortified in public interest.

3. (a) Whereas the State Government filed an affidavit dated 21.02.1997 detailing action taken for cessation of all non-forest activities in forest areas (both government and private) in the Hon'ble Supreme Court of India concerning the interim orders of the Hon'ble Supreme Court in Writ Petition (Civil) 202/1995 and a copy of the report regarding the details of government/private forests (name, location, area, legal status), details of areas once forests but presently degraded/denuded and details of plantation (government/private) were enclosed with the affidavit as Annexure-G.

(b) The State Government in the affidavit dated October 1999 submitted that the Expert Committee constituted by the State Government included cultivated/habitation areas closed under Punjab Land Preservation Act, 1900 in the list of forest areas only because these areas were included in the Annual Administrative Reports of the Department as "Areas closed under the PLPA 1900" and the State Government informed and apprised the Hon'ble Supreme Court of the views and in-principal decision of the State Government to delete all those areas closed under PLPA, 1900 which were under cultivation and habitation from the list of forest areas as contained in Annexure-G enclosed with the aforesaid affidavit dated 21.02.1997.

4. Whereas on 9.9.2005, the Hon'ble Supreme Court of India in IA No. 976 & IA No. 727 ordered Ministry of Environment & Forests to consider the proposal of the State of Punjab as contained in communication dated 4th July, 2000 in accordance with the rules, procedure and guidelines laid down under Forest Conservation Act, 1980 and the lands to be considered would be such lands which are under bona-fide agricultural use.

5 (a) Whereas in compliance of the orders of the Hon'ble Supreme Court of India dated 9.9.2005, Ministry of Environment and Forests, Government of India vide F.No. 8-19/2006-FC dated 16th March 2006 conveyed in-principle approval to de-list 65,670.26 ha. Cultivated and habitation areas closed under Punjab Land Preservation Act, 1900 from the list of forest areas for bona-fide agricultural use and other livelihood needs subject to the following conditions:

- (i) The State Government shall ensure that no commercial activity is permitted on such de-listed land.

- (ii) The de-listed land shall be used only for bona fide use for agriculture and for sustaining the livelihood of the people/owner of the land.
- (iii) A detailed list of such lands showing the land use and status of such land before 25.10.1980 and after that, up to 12.12.1996, shall be furnished to this Ministry before final approval.
- (b) Further, Ministry of Environment and Forests, Government of India vide F. No. 8-19/2006-FC dated 24th July, 2009 conveyed approval for delisting of 55339.95 ha. Cultivated and habitation area closed under Punjab Land Preservation Act, 1900 subject to the following conditions:
- (i) The State Government shall ensure that no commercial activities are permitted on such de-listed land;
- (ii) The de-listed land shall be used only for bona fide use of agriculture and for sustaining the livelihood of the people/owner of the land
- (ii) If inadvertently, any notified or otherwise forest areas are found to have been included in the present list of areas being considered for de-listing, such areas shall not be deemed to have been de-listed from the list of forest areas of the State.

6. Therefore, keeping in view the above; in as far as areas of villages covered under notifications as contained in Table -1 above are concerned, the Government of Punjab is pleased to delist/denotify the land measuring **7731.02 ha.** Cultivated and habitation area of these Villages closed under section 4 PLPA, 1900 comprised in the Khasra numbers as detailed in columns related to the year 1996 in Annexure-F, and also from the list of forest areas as contained in Annexure-G enclosed with the affidavit dated 21.2.1997 of the State Government in Hon'ble Supreme Court of India in Writ Petition (Civil) No. 202 of 1995. Consequently, the restrictions, regulations and prohibitions imposed under Section 4 of PLPA, 1900 shall cease to be applicable in the delisted areas as detailed in Annexure I of this notification.

Table-II

Sr. No	District	Tehsil	Name of the Village	H.B. No	Area under Cultivation and Habitation as on 12.12.1996 (Area in Ha.)		
					Cultivation	Habitation	Total
1	Hoshiarpur	Mukerian	Shri Pandian	376	129.33	18.47	147.8
2	-do-	-do-	Alera	616	78.65	1.74	80.39
3	-do-	-do-	Amroh	617	94.17	1.43	95.6
4	-do-	-do-	Plahar	612	94.09	3.89	97.98
5	-do-	-do-	Bhera	603	19.03	76.17	95.2
6	-do-	-do-	Kartoli	619	70.49	3.29	73.78
7	-do-	-do-	Nangal Khnoura	618	64.55	5.52	70.07
8	-do-	-do-	Dhalal	609	56.02	1.94	57.96
9	-do-	-do-	Sathwan	596	200.51	3.44	203.95

Sr. No	District	Tehsil	Name of the Village	H.B. No	Area under Cultivation and Habitation as on 12.12.1996 (Area in Ha.)		
					Cultivation	Habitation	Total
10	-do-	-do-	Tohlu	607	165.03	2.33	167.36
11	-do-	-do-	Bhuter	608	80.54	4.13	84.67
12	-do-	-do-	Dhar	550	99.44	7.35	106.79
13	-do-	-do-	Mangu Mehra	614	24.87	1.12	25.99
14	-do-	-do-	Talwara	604	423.92	31.21	455.13
15	-do-	-do-	Dohar	602	42.75	106.11	148.86
16	-do-	-do-	Batwara	615	69.33	4.20	73.53
17	-do-	-do-	Bhol Kalota	611	101.52	1.99	103.51
18	-do-	-do-	Palli	566	61.70	5.47	67.17
19	-do-	-do-	Changarwan	601	207.69	56.65	264.34
20	-do-	-do-	Adampur Motian	600	35.43	11.66	47.09
21	-do-	-do-	Ram Nangal	599	57.97	19.31	77.28
22	-do-	-do-	Rouli	597	70.53	5.07	75.6
23	-do-	-do-	Heer Beh	562	148.12	5.19	153.31
24	-do-	-do-	Bhambotar	606	205.45	13.76	219.21
25	-do-	-do-	Rajwal	605	356.32	18.81	375.13
26	-do-	-do-	Beh Atta	572	42.96	2.05	45.01
27	-do-	-do-	Nathuwal	555	74.54	3.42	77.96
28	-do-	-do-	Tung	582	83.82	3.78	87.6
29	-do-	-do-	beh Khushala	569	115.39	4.05	119.44
30	-do-	-do-	Beh Dullo	560	72.84	5.08	77.92
31	-do-	-do-	Gwal Chak Jassu	590	10.00	0.02	10.02
32	-do-	-do-	Gwal Chak shingaru	595	32.22	1.92	34.14
33	-do-	-do-	Bhatoli	594	92.83	2.32	95.15
34	-do-	-do-	Beh Jogan	553	89.94	9.42	99.36
35	-do-	-do-	Latholi	581	16.96	1.03	17.99
36	-do-	-do-	Badala	373	65.93	3.69	69.62
37	-do-	-do-	Passi karora	371	104.23	3.91	108.14
38	-do-	-do-	Rakri	592	261.48	17.74	279.22
39	-do-	-do-	Berring	568	180.93	8.42	189.35
40	-do-	-do-	Fatehpur	598	70.39	4.44	74.83
41	-do-	-do-	Beh Lakhan	556	146.32	6.27	152.59
42	-do-	-do-	Beh Kitto	554	43.52	1.51	45.03
43	-do-	-do-	Beh Mava	552	108.00	6.04	114.04
44	-do-	-do-	Bringli	610	252.26	5.66	257.92
45	-do-	-do-	Namoli	593	251.74	15.26	267
46	-do-	-do-	Depur	588	356.60	38.34	394.94
47	-do-	-do-	Kothi	575	115.88	2.02	117.9
48	-do-	-do-	Repur	589	62.00	6.00	68
49	-do-	-do-	Beh Fatto	563	5.74	5.84	11.58
50	-do-	-do-	Beh Vidiya	561	61.28	1.58	62.86
51	-do-	-do-	Beh Nangal	573	117.55	9.33	126.88
52	-do-	-do-	Bhati Shakar Kour	571	16.55	0.97	17.52
53	-do-	-do-	Asafpur	359	121.92	9.56	131.48
54	-do-	-do-	Beh Daria	574	49.58	2.26	51.84
55	-do-	-do-	Badalian	360	95.16	4.77	99.93
56	-do-	-do-	Barri	565	259.59	7.26	266.85
57	-do-	-do-	Pulerian	362	33.66	2.36	36.02

Sr. No	District	Tehsil	Name of the Village	H.B. No	Area under Cultivation and Habitation as on 12.12.1996 (Area in Ha.)		
					Cultivation	Habitation	Total
58	-do-	-do-	Bharath	368	57.13	1.74	58.87
59	-do-	-do-	Dugral	567	17.36	1.77	19.13
60	-do-	-do-	Swar	363	136.72	9.10	145.82
61	-do-	-do-	Kando Karora	372	63.04	1.17	64.21
62	-do-	-do-	Ghaggar	374	74.54	3.70	78.24
63	-do-	-do-	Beh Ranga	564	100.71	4.66	105.37
64	-do-	-do-	Narnoul	375	59.48	1.57	61.05
65	-do-	-do-	Beh Chur	570	149.85	12.33	162.18
66	-do-	-do-	Sepriyan	367	51.82	8.50	60.32
			Total		7079.91	651.11	7731.02

7. The above deletion is subject to the final judgment in Civil Appeal No. 4682-4683 of 2005 of B.S. Sandhu Government of India and Others, Civil Appeal No. 4798 of 2005 of Bhartiya Kisan Union TH. Vice President Vs. State of Punjab and others, Civil Appeal No. 4799-4800 of 2005 of Suresh Sharma and others Vs. B.S. Sandhu and others, Special Leave Petition (Criminal) No. 7647 of 2009 with Criminal Misc. No. 17535 of 2009 of Harsh Kumar Sharma vs. Central Bureau of Investigation & others and SLP No. 9461 of 2006 IITT College of Engineering, Pojewal Vs. State of Punjab pending before Hon'ble Supreme Court of India.

8. This de-listed area will be administered in accordance with the decisions taken in the meeting held under Chairmanship of Worthy Chief Secretary, Punjab on 26.04.2010 as contained in the proceedings issued vide Punjab Government Memo No. 39/578/2005-Forest-3/2945 dated 04.05.2010 (copy enclosed at Annexure-II).

9. Where as in respect of the areas that were closed vide Notification No. 43(43) Ft-3-84/1313 dt. 31-01-1985 except those which stand delisted by Government of India and hence included in annexure-I of this notification, Governor of Punjab, having satisfied after due enquiry about desirability to provide for the conservation of sub-soil water and the prevention of erosion and also likely to become liable to erosion, that the regulations, restrictions or prohibitions here-in-after specified, are necessary for the purpose of giving effect to the provisions of the said act, the Governor of the Punjab in exercise of the powers conferred by section 4 of the said Act, is pleased to prohibit the following acts in such areas for a period of 20 years from the date of notification.

i) The cultivation, clearing or breaking up (by using heavy machinery, that is, JCBs, bulldozers, earth movers etc. or otherwise) land areas included as per main para above, unless the breaking up of such land areas for cultivation or

otherwise is done after obtaining permission of the Divisional Forest Officer, Dasuya.

ii) The quarrying of stone, sand and soil or the burning of lime at places where such stone or lime had not ordinarily been so quarred or burnt prior to the publication of the said notification, except with the permission of the Divisional Forest Officer, Dasuya.

iii) The cutting and lopping of trees or timber or the collection or removal or subjection to any manufacturing process of any forest produce other than grass, flower, fruit and honey, save for bonafide domestic or agricultural purposes provided that the owners of the land may sell trees or timber after first obtaining a permit to do so from the Divisional Forest Officer, Dasuya Forest Division. Such permits will prescribe such conditions for sale as may from time to time appear necessary in the interest of the forest conservancy.

iv) The setting on fire to trees, timber or forest produce and

v) The admission, herding, pasturing or retention of goats and camels provided that in cases where sickness necessitates the keeping of goats for milk Divisional Forest Officer, Dasuya Forest Division, may issue a permit at his discretion for the retention of a limited number of stalled goats to be specified for a specified period.

Chandigarh, dated
22 Dec, 2011

D.S.Bains, IAS,
Financial Commissioner & Secretary
to Govt. of Punjab, Department of
Forests & Wildlife Preservation.



Endst. No.39/14/2011-FT-3/10049

Chandigarh, dated the 22-12-2011

A copy, along with its enclosures, is forwarded to the following for information and necessary action.


1. A copy, with a spare copy, of the notification is forwarded to the Controller, Printing and Stationery, Punjab, Chandigarh for publication of the same in the official gazette and with the request that 50 copies of the notification may be supplied to this department.
2. Financial Commissioner Revenue & Secretary to Govt. of Punjab, Department of Revenue & Rehabilitation.
3. Financial Commissioner, Rural Development & Panchayat Department, Punjab.
4. Principal Secretary, Department of Local Government, Punjab.
5. Principal Secretary, Housing & Urban Development Department, Punjab.
6. Principal Secretary, Industries & Commerce Department, Punjab.

- 7 Secretary, PWD (B&R), Punjab.
- 8 Principal Chief Conservator of Forests, Punjab, Chandigarh.
- 9 Deputy Commissioner, Hoshiarpur.


 Under Secretary to Government
 of Punjab, Department of
 Forests & Wildlife Preservation.


ਪਿੱਠ ਅੰਕਣ ਨੰ: : ਵਣ-2/ਨੋਟੀਫਿਕੇਸ਼ਨ/ਦਸੁਹਾ/ 4111-12 ਮਿਤੀ: 06-2-20-12

ਪੱਤਰ ਦੀ ਇੱਕ ਨਕਲ ਵਣ ਪਾਲ ਸਿਵਾਲਿਕ ਸਰਕਲ/ਵਣ ਮੰਡਲ ਅਫਸਰ, ਦਸੁਹਾ ਨੂੰ ਸੂਚਨਾ ਅਤੇ ਤੁਰੰਤ ਲੋੜੀਂਦੀ ਕਾਰਵਾਈ ਹਿੱਤ ਭੇਜੀ ਜਾਂਦੀ ਹੈ।


 ਵਣ ਪਾਲ (ਐਮ.ਐੱਡ.ਈ), 012
 ਦਫ: ਪ੍ਰਧਾਨ ਮੁੱਖ ਵਣ ਪਾਲ,
 ਪੰਜਾਬ 151002
 04/2/12