SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
	04.11.2026		**WPPIL/158/2026** Ganga Singh Negi --Petitioner **Versus** State of Uttarakhand and others. --Respondents **Hon'ble Manoj Kumar Tiwari, A.C.J.** **Hon'ble Subhash Upadhyay, J.** 1. Sri Dushyant Mainali, learned counsel for petitioner. 2. Sri Rajeev Singh Bisht, learned Deputy Advocate General with Sri S.M.S. Mehta, learned Standing Counsel for the State of Uttarakhand. 3. According to petitioner, in Village Chukam, Tehsil Ramnagar, District Nainital, 70% of the total area of the land has been washed away due to floods in *Kosi* river and since that village is in close proximity of Jim Corbett National Park, therefore there is imminent threat of human-animal conflict also. 4. Learned counsel for petitioner has drawn attention of this Court to documents, enclosed with the writ petition, which reveal that efforts are on to rehabilitate the residents of that village at some other place. Reference is made to the report of a Joint Committee, comprising Sub-Divisional Magistrate, Tehsilar, Revenue Inspector and Revenue Sub-Inspector, which was submitted to District Magistrate, Nainital vide letter dated 20.12.2024. 5. Perusal of the report reveals that for rehabilitating residents of Village-Chukham and part of Village Amarpur, 45 hectare land would be

			needed and for that purpose, forest land comprised in Plot No. 50 in Aampokhra range was identified. 6. Learned State Counsel, however, by referring to another report submitted to District Magistrate on 08.11.2024, submits that there are total 97 families residing in Village Chukam, out of which 45 belong to SC category and out of which, 22 were found to be unauthorized occupants. Similarly, he submits that there are 52 families belonging to General category, out of which, only 8 were unauthorized occupants and other 44 were found to be owner of the land. He further submits that there is a proposal to rehabilitate all residents of Village Chukam and Amarpur; those having valid title over the land would be allotted equal land at some other place, while those, who were found to be in unauthorized occupation, will be allotted only 250 sq. meter land for residential purpose. 7. Learned counsel for petitioner, however, submits that files have been moving since 1993 but nothing concrete has happened for rehabilitation of residents of Village Chukam since 1993. He submits that Geologists have opined that Chukam village has become unsafe for human habitation and some major catastrophe may strike the village any time. 8. Learned State Counsel submits that proposal for diversion of forest land for

rehabilitating the residents of Village Chukham is being prepared since 2024.

9. Having regard to the seriousness of the matter, we dispose of the writ petition with a direction to Secretary, Forest, Government of Uttarakhand to prepare and complete the proposal for diversion of forest land and upload it on PARIVESH portal within four weeks. The competent Authority / Regional Empowered Committee shall consider the matter and pass appropriate order on the proposal, as per law within three months from the date of uploading of the proposal in the portal.

10. The State Government shall, thereafter, immediately take effective steps for rehabilitating the residents of Village Chukam and part of Village Amarpur at appropriate places, without any further delay.

11. Pending application, if any, also stands disposed of.

(Subhash Upadhyay, J.) **(Manoj Kumar Tiwari, A.C.J.)**

04.11.2026 04.11.2026

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