

# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)

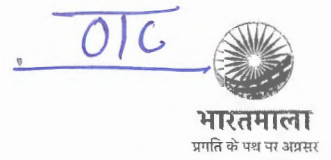
## National Highways Authority of India

(Ministry of Road Transport & Highways, Govt. of India)

प.का.इ.1 : बंगला क्र.2, शुभंकर अपार्टमेंट्स, प्लॉट क्र. 159, अंबाझरी हिल टॉप, राम नगर, नागपुर-440 033

P.I.U.1 : Bunglow No. 2, Shubhankar Apartments, Plot No. 159, Ambazari Hill Top, Ram Nagar, Nagpur-440 033

दूरभाष/फैक्स : 0712-2249316, Tel/Fax : 0712-2249589 ई-मेल/Email : nag@nhai.org



NHAI/PIU1/NGP/DCF-Bhandara/Forest/Compliance/2021/778

Date: 08.07.2021

To,  
The Divisional Conservator of Forest,  
Behind Gurjar Petrol Pump,  
Sonkusare Building,  
Bhandara - 441 904,

**Sub. :** Diversion of 1.6022 ha Forest land in favour of National Highways Authority of India (NHAI), PIU-I for bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package between chainage 485.00 to 499.800 in Tal & District Bhandara in the State of Maharashtra - *Submission of Compliance / Individual Undertakings* - Reg.

**Ref.:** i) Regional Office, MoEF, Nagpur ltr no FC-I/MH-209/2021-NGP/7997 Dtd 31.03.2021.  
ii) DCF, Forest Division, Bhandar office letter No.48 Dated 09.04.2021.

Sir,

With reference to the above, the 1<sup>st</sup> Stage Clearance for diversion 1.6022 ha Forest land for construction of Bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package between chainage 485.00 to 499.800 in Tal & District Bhandara in the State of Maharashtra has been received vide MOEF, RO Nagpur Office Letter dated 31.03.2021.

In this regard, point-wise compliance report as per in-principal approval is submitted herewith for your kind consideration please.

It is requested to expedite the 2<sup>nd</sup> Stage clearance of the 1.6022 ha Forest land for construction of Bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package between chainage 485.00 to 499.800 in Tal & District Bhandara in the State of Maharashtra.

Thanking you,

**Encl.:** i) Point-wise Compliance Report  
ii) Undertakings

Yours faithfully,

[N.L. Yeotkar]  
Project Director

Copy to the following with enclosures for information please:

- Dy. Director General (Central), MoEF & Climate Change, RO, Civil Lines, Nagpur
- Addl. Principal CCF & Nodal Officer, Nagpur
- The Chief Conservator of Forest (Regional), Forest Department, Civil Lines, Nagpur.
- The Regional Office, NHAI, RO Nagpur - for information please



मुख्यालय : प्लॉट क्र. 159 एवं 6, सेक्टर-10, द्वारका, नई दिल्ली - 110 075

आवक संख्या दि.  
कलकत्ता नगरपालिका  
नगरपालिका नगरपालिका

12/7/21

Received  
13/07/21

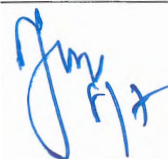
**Compliances of conditions stipulated by GoI, MoEF, Regional Office (WCZ) , Nagpur vide letter No. FC-I/MH-209/2021-NGP/7997 Dated 31.03.2021 for diversion 1.6022 ha Forest land for construction of Bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package between chainage 485.00 to 499.800 in Tal & District Bhandara in the State of Maharashtra.**

Sr. No.	Stage-I ref no.	Conditions	Compliances
1.	(i)	Legal status of the diverted forest land shall remain unchanged.	The User agency has no objection and agreed that legal status of forest land shall remain unchanged.
2.	(ii)	Compensatory afforestation shall be taken up by the Forest Department over 3.21 ha. degraded Forest land in Comptt. No.96 PF, Survey No.46, 47 at Village Saleheti (Hamesha), Tal. & Dist- Bhandara at the cost of the User Agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Bhandara District shall be planted and monoculture of any species may be avoided.	Agreed. Amount against Compensatory Afforestation demanded by DFO Bhandara amounting to Rs. 23,43,470/- has been deposited on 28.04.2021 by the user agency with Ad-hoc CAMPA Account and informed by NHAI, PIU1, Nagpur vide letter NHAI/ PIU/NGP/NH-6/Forest-Bhandara/2021/214, Dated 04.05.2021.
3.	(iii)	The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars on the CA land and fencing from boundary of forest land to protect narrow left over patch shall be deposited in advance with the Forest Department by project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.	Agreed. Amount against Compensatory Afforestation as demanded by DFO Bhandara amounting to Rs. 23,43,470/- has been deposited on 28.04.2021 by the user agency with Ad-hoc CAMPA Account and informed by NHAI, PIU1, Nagpur vide letter NHAI/ PIU/NGP/NH-6/Forest-Bhandara/2021/214, Dated 04.05.2021.
4.	(iv)(a)	The state Government shall charge the Net Present Value (NPV) for the 1.6022 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09.05.2008 in IA No.566 in WP (C) No 202/1995 and as per the guidelines issued by the Ministry vide its letter No dated 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No.5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.	The amount of Rs.10,02,977/- as NPV for the area of 1.6022 ha forest land diverted under this proposal has been deposited on 28.04.2021 by the user agency with Ad-hoc CAMPA Account and informed by NHAI, PIU1, Nagpur vide letter NHAI/ PIU/NGP/NH-6/Forest-Bhandara/2021/214, Dated 04.05.2021.





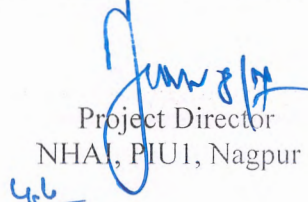
5.	(iv)(b)	Additional amount of the NPV, if any becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.	The user agency ensures undertakes that Additional amount of the NPV, if any becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, will be deposited on receipt of demand.
6.	(v)	User Agency shall restrict the felling of trees to minimum number in the diverted Forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.	The User Agency ensures that it will restrict the felling of trees to minimum number in the diverted Forest land and the trees shall be felled under the strict supervision of the State Forest Department. The amount of Rs.7.202/- vide DD No.858889 dated 03.05.2021 in favour of "Dy. Conservator of Forest, Bhandara Division, Bhandara" has been deposited and conveyed vide letter NHA/PIU/NGP/NH-6/Forest-Bhandara/2021/214, Dated 04.05.2021 towards tree felling charges.
7.	(vi)	All the funds received from the user agency under the project shall be transferred / deposited to CAMPA fund only through <i>e-portal</i> ( <a href="https://parivesh.nic.in">https://parivesh.nic.in</a> );	Agreed. All the funds received from the user agency under the project shall be transferred / deposited to CAMPA fund only through <i>e-portal</i> ( <a href="https://parivesh.nic.in">https://parivesh.nic.in</a> );
8.	(vii)	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;	The FRA certificates issued by District Collector Bhandara are enclosed herewith. However, in respect of Girola village the FRA certificate was not as per standard format. Accordingly, this office vide letter no.3103 dtd. 12.03.2021 has requested Collector Bhandara to provide FRA Certificate as per standard format of MoEF&CC.
9.	(viii)	To improve the Forest / Tree cover and to reduce pollution, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency shall develop a separate nursery at one or more places to raise at least 5,000 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous / local every year. At least 50% of seedlings shall be planted by the User Agency in the vicinity of project area including forest area and for hand holding with local people residing in vicinity of proposed road, User Agency shall voluntarily distribute remaining 50% of seedlings to them free of cost. A compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed need to be prepared every	The User Agency undertakes to improve the Forest / Tree cover and to reduce pollution, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively. The User Agency will develop a separate nursery at one or more places to raise at least 5,000 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous / local every year. At least 50% of seedlings shall be planted by the User Agency in the vicinity of project area including forest area and for hand holding with local people residing in vicinity of proposed road. The User Agency will voluntarily distribute remaining 50% of seedlings to them free of cost. A compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed will be prepared every six



		six month and submitted to Regional office of MoEF&CC.	month and will be submitted to Regional Office of MoEF&CC by User agency.
10.	(ix)	State Forest Department shall undertake avenue plantation as per IRC norms at the cost of User Agency.	The User Agency ensures to undertake avenue plantation as per IRC norms at the cost of User Agency.
11.	(x)	Speed regulating signage will be erected along the road at regular intervals in the Protected Areas / Forest Areas.	The User Agency ensures to undertake Speed regulating signage along the road at regular intervals in the Protected Areas / Forest Areas.
12.	(xi)	The User Agency will provide suitable under / over pass for safe passage of wild animals at suitable places as per Wildlife Institute of India's manual entitled "Eco-friendly Measures to Mitigate Impacts of Linear Infrastructure on Wildlife" published in 2016;	The project stretch is of 15 kms length. There are 8 patches of Forest from km 485.140 to km 495.400. All these patches are covered with at least one or two structures within near vicinity of these Forest patches which can be used for cross movement of Animals. List of cross structures is enclosed herewith as <u><b>Annexure-I.</b></u> The Structures are also depicted on the project Map enclosed herewith as <u><b>Appendix-I.</b></u>
13.	(xii)	Permission from National Board for Wildlife may be obtained if the same has not been obtained by the User Agency for area falling within Eco-sensitive Zone of Navegaon Nagzira Wildlife Sanctuary. Copy of the same shall be submitted along with Stage-I compliance report.	There are two Forest Patches in the Eco-sensitive zone. These two patches are covered with four cross Structures which can be used for cross movement of Animals. List of structures is enclosed as <u><b>Annexure-II.</b></u>
14.	(xiii)	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;	Environmental Clearance is not applicable for this project.
15.	(xiv)	The layout plan of the proposal shall not be changed without prior approval of Central Government.	Agreed. The layout plan of the proposal will not be changed without prior approval of Central Government.
16.	(xv)	No labour camp shall be established on the forest land.	Agreed. No labour camp will be established on the forest land.
17.	(xvi)	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;	Agreed. Sufficient firewood, preferably the alternate fuel, will be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
18.	(xvii)	The User Agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nest artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;	The User Agency ensures that in consultation with the State Government will create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nest artificially made out of eco-friendly material will be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;



19.	(xviii)	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer;	The User Agency ensures that, the boundary of the diverted forest land will be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer;
20.	(xix)	No additional or new path will be constructed inside the Forest area for transportation of construction materials for execution of the project work.	The User Agency ensures that, no additional or new path will be constructed inside the Forest area for transportation of construction materials for execution of the project work.
21.	(xx)	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;	Agreed. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;
22.	(xxi)	The forest land shall not be used for any purpose other than that specified in the project proposal;	Agreed. The forest land shall not be used for any purpose other than that specified in the project proposal;
23.	(xxii)	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;	Agreed. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;
24.	(xxiii)	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC F.No.11-42/2017-FC dt.29/01/2018;	The User Agency ensures no Violation of any of these conditions of Forest (Conservation) Act, 1980.
25.	(xxiv)	Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife;	The user agency ensures that any other condition that the Ministry of Environment, Forest & Climate Change stipulated from time to time in the interest of conservation, protection and development of forests & wildlife;
26.	(xxv)	The compliance report shall be uploaded on <i>e-portal</i> ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> );	Yes. The compliance report will be uploaded on <i>e-portal</i> ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> );

  
 Project Director  
 NHAI, PIU1, Nagpur

Annexure-I**List of Structures proposed in Forest Patch**

Sr. No.	Project	Name of Village	District	P.H. No.	Survey No.	Length (M)	Width (M)	Area (in Ha)	Forest Chainage	Structure Chainage	Structure Details
1	Bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package-II between chainage 485.000 to 499.800 in Tal & District Bhandara in the State of Maharashtra	Paladi	Bhandara	53	144	43	12.00	0.0516	485.140 to 485.183	485.065 & 485.448	Box Culvert 1x2.0m & Box Culvert 1x2.0m
					205/1	157.25	45.00	0.7076	486.300 to 486.457	486.354 & 486.650	Box Culvert 1x3.0m & Major Bridge 5x21.40m
2		Bhilewada		21	4325	20	10.00	0.0200	487.570 to 487.590	487.612	VUP @ 1x20.00m
3		Girola		17	137	50	10.00	0.0100	489.100 to 489.150 (RHS)	488.190 & 489.600	VUP 1x24.00m & Flyover 1x24+2x30+1x24.00m
						120	2.00	0.1800	489.050 to 489.170 (LHS)		
						65	15.00	0.0130	489.170 to 489.235 (LHS)		
4		Khapa		64	41	43.33	60.00	0.2600	492.900 to 492.941 (RHS)	492.540 & 493.350	Minor Bridge 2x250m & VUP 1x20m
					20	80	30.00	0.1100 0.2400	493.300 to 493.321	493.350	VUP 1x20m
5		Ajmabad		20	38	36.66	30.00	0.1100	494.100 to 494.138	494.145	Major Bridge 3x20m
6		Korambhi		56	253	20	5.00	0.0100	495.147 to 495.400	495.450	VUP 1x20m

U. Kumar  




**List of Structures proposed in Paladi village (Eco-sensitive Zone)**

Sr. No.	Project	Name of Village	District	P.H. No.	Survey No.	Length (M)	Width (M)	Area (in Ha)	Forest Chainage	Structure Chainage	Structure Details
1	Bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package-II between chainage 485.000 to 499.800 in Tal & District Bhandara in the State of Maharashtra	Paladi	Bhandara	53	144	43	12.00	0.0516	485.140 to 485.183	485.065 & 485.448	Box Culvert 1x2.0m & Box Culvert 1x2.0m
					205/1	157.25	45.00	0.7076	486.300 to 486.457	486.354 & 486.650	Box Culvert 1x3.0m & Major Bridge 5x21.40m

G. Kumar  



### UNDERTAKING

This undertaking is given by the **Project Director, National Highways Authority of India, Project Implementation Unit 1, Nagpur**, the User Agency, for the proposal for diversion of 1.6022 ha Forest land in favour of National Highways Authority of India (NHAI), Project Implementation Unit, Nagpur for construction of Six Laning work of Bhandara Bypass (Wainganga Bridge-Bhandara Section) on NH-53(old NH-06) from km 485.00 to 499.800 in the state of Maharashtra, as per Compliances of points raised by Govt. of India, MoEF & CC, Regional Office (WCZ), Nagpur Vide letter no FC-I/MH-209/2021-NGP/7997, Dated 31.03.2021.

**Condition No. (i) :** We hereby undertake to abide by the condition that Legal status of the diverted forest land shall remain unchanged.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur



## UNDERTAKING

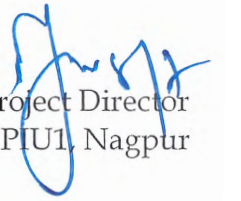

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**Condition No (iv)(b):**

We hereby undertake to abide by the condition that Additional amount of the NPV, if any becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, will be deposited on receipt of demand.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  


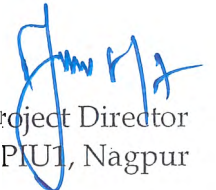

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**Condition No (vi) :** We hereby undertake to abide by the condition that all the funds received from the user agency under the project shall be transferred / deposited to CAMPA fund only through *e-portal* (<https://parivesh.nic.in.>);

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  


## UNDERTAKING

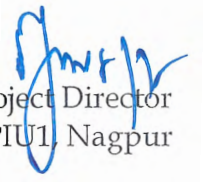
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**Condition No (viii) :**

We hereby undertake to abide by the condition that to improve the Forest / Tree cover and to reduce pollution, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively. The User Agency will develop a separate nursery at one or more places to raise at least 5,000 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous / local every year. At least 50% of seedlings shall be planted by the User Agency in the vicinity of project area including forest area and for hand holding with local people residing in vicinity of proposed road. The User Agency will voluntarily distribute remaining 50% of seedlings to them free of cost. A compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed will be prepared every six month and will be submitted to Regional office of MoEF&CC by User agency.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  
*Gib*

## UNDERTAKING

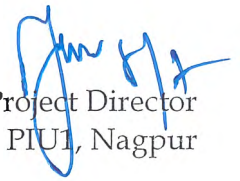
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**Condition No (ix) :**

We hereby undertake to abide by the condition that avenue plantation as per IRC norms at the cost of User Agency.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur



### UNDERTAKING


This undertaking is given by the **Project Director, National Highways Authority of India, Project Implementation Unit 1, Nagpur**, the User Agency, for the proposal for diversion of 1.6022 ha Forest land in favour of National Highways Authority of India (NHAI), Project Implementation Unit, Nagpur for construction of Six Laning work of Bhandara Bypass (Wainganga Bridge-Bhandara Section) on NH-53(old NH-06) from km 485.00 to 499.800 in the state of Maharashtra, as per Compliances of points raised by Govt. of India, MoEF & CC, Regional Office (WCZ), Nagpur Vide letter no FC-I/MH-209/2021-NGP/7997, Dated 31.03.2021.

**Condition No (x) :**

We hereby undertake to abide by the condition that Speed regulating signage along the road at regular intervals in the Protected Areas / Forest Areas.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  
u.b.

## UNDERTAKING

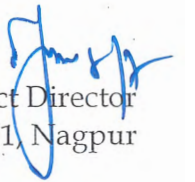
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**Condition No (xiv) :**

We hereby undertake to abide by the condition that the layout plan of the proposal will not be changed without prior approval of Central Government.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur

## UNDERTAKING

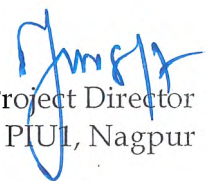
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**Condition No (xv) :**

We hereby undertake to abide by the condition that no labour camp will be established on the forest land.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur



## UNDERTAKING

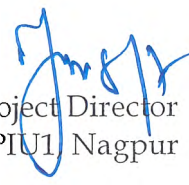
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**Condition No (xvi) :**

We hereby undertake to abide by the condition that Sufficient firewood, preferably the alternate fuel, will be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1 Nagpur  
4.6



## UNDERTAKING

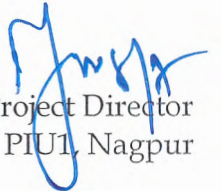
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**Condition No (xvii) :**

We hereby undertake to abide by the condition that in consultation with the State Government will create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nest artificially made out of eco-friendly material will be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  
u.s.

## UNDERTAKING

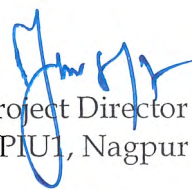
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**Condition No (xviii) :**

We hereby undertake to abide by the condition that the boundary of the diverted forest land will be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer;

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  
G.I.R

## UNDERTAKING

This undertaking is given by the **Project Director, National Highways Authority of India, Project Implementation Unit 1, Nagpur**, the User Agency, for the proposal for diversion of 1.6022 ha Forest land in favour of National Highways Authority of India (NHAI), Project Implementation Unit, Nagpur for construction of Six Laning work of Bhandara Bypass (Wainganga Bridge-Bhandara Section) on NH-53(old NH-06) from km 485.00 to 499.800 in the state of Maharashtra, as per Compliances of points raised by Govt. of India, MoEF & CC, Regional Office (WCZ), Nagpur Vide letter no FC-I/MH-209/2021-NGP/7997, Dated 31.03.2021.

**Condition No (xix) :**

We hereby undertake to abide by the condition that no additional or new path will be constructed inside the Forest area for transportation of construction materials for execution of the project work.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur

## UNDERTAKING

This undertaking is given by the **Project Director, National Highways Authority of India, Project Implementation Unit 1, Nagpur**, the User Agency, for the proposal for diversion of 1.6022 ha Forest land in favour of National Highways Authority of India (NHAI), Project Implementation Unit, Nagpur for construction of Six Laning work of Bhandara Bypass (Wainganga Bridge-Bhandara Section) on NH-53(old NH-06) from km 485.00 to 499.800 in the state of Maharashtra, as per Compliances of points raised by Govt. of India, MoEF & CC, Regional Office (WCZ), Nagpur Vide letter no FC-I/MH-209/2021-NGP/7997, Dated 31.03.2021.

**Condition No (xx) :**

We hereby undertake to abide by the condition that the period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PU1, Nagpur



## UNDERTAKING

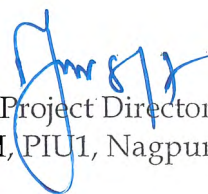
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**Condition No (xxi) :**

We hereby undertake to abide by the condition that the forest land shall not be used for any purpose other than that specified in the project proposal;

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  
*u.h.*

## UNDERTAKING

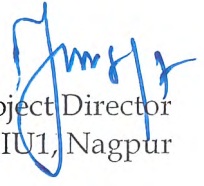

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**Condition No (xxii) :**

We hereby undertake to abide by the condition that the forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  


## UNDERTAKING

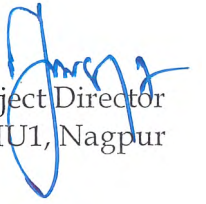
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**Condition No (xxiii) :**

We hereby undertake to abide by the condition that no violation of any of these conditions of Forest (Conservation) Act, 1980.

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, FIU1, Nagpur  
u.b.

3 Copy - 1st

### UNDERTAKING

This undertaking is given by the **Project Director, National Highways Authority of India, Project Implementation Unit 1, Nagpur**, the User Agency, for the proposal for diversion of 1.6022 ha Forest land in favour of National Highways Authority of India (NHAI), Project Implementation Unit, Nagpur for construction of Six Laning work of Bhandara Bypass (Wainganga Bridge-Bhandara Section) on NH-53(old NH-06) from km 485.00 to 499.800 in the state of Maharashtra, as per Compliances of points raised by Govt. of India, MoEF & CC, Regional Office (WCZ), Nagpur Vide letter no FC-I/MH-209/2021-NGP/7997, Dated 31.03.2021.

**Condition No (xxiv) :**

We hereby undertake to abide by the condition that any other condition that the Ministry of Environment, Forest & Climate Change stipulated from time to time in the interest of conservation, protection and development of forests & wildlife;

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  
4.1.16

## UNDERTAKING

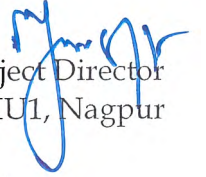
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**Condition No (xxv) :**

We hereby undertake to abide by the condition that the compliance report will be uploaded on *e-portal* (<https://parivesh.nic.in/>);

Date: 08.07.2021

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur  
G.H.



  
PROJECT DIRECTOR  
M. P. U., NAGPUR





# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)  
ऑफिस : प.का.ई.-1 नागपुर : बंगला क्र. 2, शुभंकर अपार्टमेंट्स, प्लॉट क्र. 159, अंबाझरी हिल टॉप,  
राम नगर, नागपुर-440 033 टेली : 0712-2249316, 2249589  
ई-मेल : nag@nhai.org वेबसाइट : www.nhai.gov.in



## National Highways Authority of India

(Ministry of Road Transport & Highways, Govt. of India)

Office : P.I.U.-1 Nagpur : Bungalow No.2, Shubhankar Apartments, Plot No. 159, Ambazari Hill Top,  
Ram Nagar, Nagpur-440 033 Tel.: 0712-2249316, 2249589  
email : nag@nhai.org website : www.nhai.gov.in

NHAI/PIU1/NGP/DCF-Bhandara/Forest/Compliance/2022/1503 Date: 04.08.2022

To,  
The Divisional Conservator of Forest,  
Behind Gurjar Petrol Pump,  
Sonkusare Building,  
Bhandara - 441 904,

**Sub. :** Diversion of 1.6022 ha Forest land in favour of National Highways Authority of India (NHAI), PIU-I for bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package between chainage 485.00 to 499.800 in Tal & District Bhandara in the State of Maharashtra - *Submission of Compliance / Individual Undertakings - Reg.*

**Ref.:** i) Regional Office, MoEF, Nagpur ltr no FC-I/MH-209/2021-NGP/7997 Dtd 31.03.2021.  
ii) APCCF Nagpur office letter No.710 dated 05.08.2022

Sir,

With reference to the above, the 1<sup>st</sup> Stage Clearance for diversion 1.6022 ha Forest land for construction of Bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package between chainage 485.00 to 499.800 in Tal & District Bhandara in the State of Maharashtra has been received vide MOEF, RO Nagpur Office Letter dated 31.03.2021.

2. In this regard, APCCF & Nodal Office Nagpur vide letter dated 05.08.2021 has requested to submit FRA Certificate as per Guidelines issued by Govt. of India vide letter No.11-43/2013-FC, dated 03.12.2018 regarding compliance of the Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forests Right) Act, 2006 which is reproduced hereunder-

*"Accordingly, it is certified that with the period stipulated for compliance of Stage I condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to be concerned CF), hence for the purpose of the MoEF & CC, as per the provisions under the Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the State Government for consideration of the proposal by the Ministry for final approval."*

3. Accordingly, this office vide letter No.2099 dated 22.11.2021 has requested Collector Bhandara for FRA Certificate. Also undersigned has held meeting with Collector Bhandara on 02.08.2022 for issuance of FRA Certificate of Girola village, District Bhandara has informed that the FRA proposal is under process and will be issued in 15 days.

4. Now as per MoEFCC Notification No.G.S.R. 480(A) dated 28.06.2022 Forest Rules 26022, Section 9(6)(b)(ii) the FRA can be submitted after final approval under section '2'

*04/08/22*

of the Act for issuance of order for diversion, assignment or lease or dereservation as the case may be which is reproduced below-

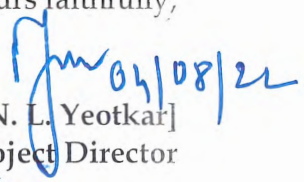
*"The State Government or Union territory Administration, as the case may be, after receiving the 'Final' approval of the Central Government under Section 2 of the Act, and after fulfilment and compliance of the provisions of all other Acts and rules made thereunder, as applicable including ensuring settlement of rights under the Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007), shall issue order for diversion, assignment of lease or dereservation, as the case may be."*

In view of above, it is requested to move the proposal for obtaining Final approval under Section '2' of the Act as per MoEFCC Notification No.G.S.R. 480(A) dated 28.06.2022 Forest Rules 26022, Section 9(6)(b)(ii) as stated above, this office undertakes that the FRA Certificate will be submitted obtaining from District Collector Bhandara.

Thanking you,

Encl : As above

Yours faithfully,

  
[N. L. Yeotkar]  
Project Director

Copy to the following with enclosures for information please:

- i) Dy. Director General (Central), MoEF & Climate Change, RO, Civil Lines, Nagpur
- ii) Addl. Principal CCF & Nodal Officer, Nagpur
- iii) The Chief Conservator of Forest (Regional), Forest Department, Civil Lines, Nagpur.
- iv) The Regional Officer, NHAI, RO Nagpur - for information please



# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)

ऑफिस : प.का.ई.-1 नागपुर : बंगला क्र. 2, शुभंकर अपार्टमेंट्स, प्लॉट क्र. 159, अंबाझरी हिल टॉप,

राम नगर, नागपुर-440 033 टेलि : 0712-2249316, 2249589

ई-मेल : nag@nhai.org वेबसाइट : www.nhai.gov.in

## National Highways Authority of India

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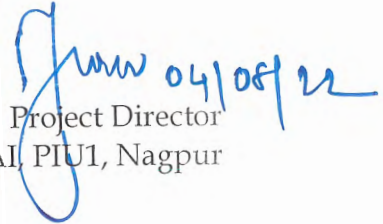
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**Condition No. (vii) :** We hereby undertake to abide by the condition that FRA Certificate will be submitted obtaining from District Collector Bhandara.

Date: 04.08.2022

Place: Nagpur

  
Project Director  
NHAI, PIU1, Nagpur



## अनुसूची-2

## [नियम 8 (2) तथा नियम 9 (4) देखें]

परियोजना जांच समिति द्वारा गैर-वानिकी प्रयोजन के लिए वन भूमि के उपयोग हेतु प्रस्तावों की जांच की समयावधि

क्र.सं.	गैर-वानिकी उपयोग के लिए अनारक्षण/अप्रयोजन हेतु प्रस्तावित वन भूमि का आकर (हेक्टेयर में)	गैर-वानिकी उपयोग की प्रकृति	समयावधि (कार्य दिवस)
(1)	(2)	(3)	(4)
1.	5 से अधिक और 40 तक	सभी उपयोग (खनन के अतिरिक्त)	60
2.	5 से अधिक और 40 तक	खनन	75
3.	40 से अधिक और 100 तक	सभी उपयोग (खनन के अतिरिक्त)	75
4.	40 से अधिक और 100 तक	खनन	90
5.	100 से अधिक	सभी उपयोग (खनन के अतिरिक्त)	120
6.	100 से अधिक	खनन	150

**टिप्पणी 1:** परियोजना जांच समिति [(नियम 9(4) (ड.) देखें)] द्वारा स्वीकार किए गए प्रस्ताव के अंतिम जमा करने की तारीख से गणना की गई समयावधि (कार्य दिवस)।

**टिप्पणी 2:** परियोजना जांच समिति या विभागीय वन अधिकारी किसी अनुमोदित विशेष योजना जैसे वन्यजीव प्रबंधन योजना, जलागम क्षेत्र शोधन योजना प्रवाह/नदी संरक्षण योजना इत्यादि के पश्चात ही प्रस्ताव की जांच करेंगे, यदि नियम 9 के उप-नियम (4) के खंड (ज) के अधीन प्रस्ताव की जांच के समय विनिर्दिष्ट मंत्राधीन प्राधिकारियों को प्रस्तुत किया गया हो।

**टिप्पणी 3:** नियम 9 के उपनियम (4) के खंड (ज) में निहित, खनन और खनन के अलावा सभी प्रस्तावों को, जिनमें 5.0 हेक्टेयर तक वन क्षेत्र सम्मिलित हो, क्रमशः अधिकतम 45 और 30 कार्य दिवस के भीतर संसाधित किया जाएगा।

[फा. सं. एफसी-11/118/2021-एफसी]

रमेश कुमार पाण्डेय, वन महानिरीक्षक

## MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE

## NOTIFICATION

New Delhi, the 28th June, 2022

**G.S.R. 480(E).**—In exercise of the powers conferred by sub-section (1) of section 4 of the Forest (Conservation) Act, 1980 (69 of 1980) and in supersession of the Forest (Conservation) Rules, 2003, except as respects things done or omitted to be done before such supersession, the Central Government hereby makes the following rules, namely: -

**1. Short title, extent and commencement.** - (1) These rules may be called the Forest (Conservation) Rules, 2022.

(2) They shall come into force on the date of their publication in the Official Gazette.

**2. Definitions.** - (1) In these rules, unless the context otherwise requires, -

- "Accredited Compensatory Afforestation" means a system of proactive afforestation to be used for obtaining prior approval under section 2 of the Act.
- "Act" means the Forest (Conservation) Act, 1980 (69 of 1980);
- "Advisory Committee" means the Advisory Committee constituted under section 3 of the Act;
- "Chairperson" means the Chairperson of the Advisory Committee;

- (F) the State Government or the Union territory Administration, as the case may be, undertakes to provide at its cost or at the cost of the user agency the requisite extent of appropriate land as per sub-rule (1) of rule 11 and afforestation thereof, for the purpose of carrying out Compensatory Afforestation;
- (iii) while making recommendations as per sub-clause (ii), the Committee may also impose conditions or restrictions and such mitigation measures, which in its opinion would offset the adverse environmental impact;
- (iv) the Central Government shall, after considering the recommendation of the Advisory Committee, grant 'In-Principle' approval subject to fulfilment of stipulated conditions or reject and communicate the same to the concerned State Government or the Union territory Administration, as the case may be, and to the user agency;
- (f) (i) in case the proposal is found incomplete or information provided is found to be incorrect after its examination, the Central Government shall inform the State Government or Union territory Administration and user agency for furnishing the required information within a specified period;
- (ii) the State Government or Union territory Administration on receipt of communication under sub-clause (i), may furnish the complete information, after which the proposal shall be considered for 'In-Principle' approval under these rules:

Provided, if the information sought pertains to the user agency, the user agency may directly furnish the requisite information to the Central Government with a copy to the State Government or Union territory Administration, and upon receipt of such information from the user agency, the Central Government, if it considers necessary, may seek comments of the concerned State Government or Union territory Administration, as the case may be, on the information furnished by the user agency or consider granting 'In-Principle' approval.

(6) 'Final' approval of the proposal:-

- (a) (i) the Nodal Officer may, after receipt of the 'In-Principle' approval from the Central Government, communicate the same to the concerned Divisional Forest Officers, District Collectors and Conservator of Forests;
- (ii) on receipt of a copy of the 'In-Principle' approval, the Divisional Forest Officer shall prepare a demand note containing the item-wise amount of Compensatory Levies, as applicable, to be paid by the user agency and communicate the same to the user agency, along with a list of documents, certificates and undertakings required to be submitted by them in compliance with the conditions stipulated in 'In-Principle' approval;
- (iii) the user agency shall, after receipt of the communication, make payment of Compensatory Levies and hand over the land identified for Compensatory Afforestation, a compliance report along with copies of documentary evidence including undertaking and certificate in respect of the payment of Compensatory Levies and handing over of Compensatory Afforestation land to the Divisional Forest Officer;
- (iv) the Divisional Forest Officer, after having received the compliance report and satisfied with the completeness, shall recommend the compliance report for final approval and forward it to the Conservator of Forests;
- (v) the Conservator of Forests, after having received the compliance report as referred to in sub-clause (iv) above, shall make his recommendations on the compliance report and forward the same to the Nodal Officer;
- (vi) the Nodal Officer, after having received the compliance report, ensuring its completeness and obtaining approval of the Principal Chief Conservator of Forests of the State Government or head of the Department in case of Union territory Administration, shall forward such report with his recommendations to the State Government or Union territory Administration, as the case may be.
- (b) (i) the Central Government after having received the compliance report and ensuring its completeness may accord 'Final' approval under section 2 of the Act and communicate such decision to the State Government or Union territory Administration and the user agency;
- (ii) The State Government or Union territory Administration, as the case may be, after receiving the 'Final' approval of the Central Government under Section 2 of the Act, and after fulfilment and compliance of the provisions of all other Acts and rules made thereunder, as applicable including ensuring settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007), shall issue order for diversion, assignment of lease or dereservation, as the case may be.

प्रधान मुख्य वनसंरक्षक, (वनबल प्रमुख) महाराष्ट्र राज्य, नागपूर यांचे कार्यालय.

अपर प्रधान मुख्य वनसंरक्षक, केंद्रस्थ अधिकारी, महाराष्ट्र राज्य, नागपूर, पहिला माळा, चौ विंग, वनभवन, सिव्हील लाईन्स, नागपूर - 440 001, महाराष्ट्र. ई-मेल: apecfnodal@mahaforest.gov.in

फोन: (0712) 255016, 2550916 फॅक्स क्र. (0712) 2550675

संदर्भ: कक्षा-17/नोडल/नागपूर/आयडी-12860(54)/ 710 /2021-22

नागपूर - 440 001, दिनांक: 05/08/2021

आगत क्र. 885  
दिनांक 21.07.21

मुख्य वनसंरक्षक (PD),

नागपूर

विषय: Division of 1.6022 ha. Forest land in favour of National Highway Authority of India, PHU-I for bypass of Nagpur -Bhandara road section of NH-53( Old NH-6) Package between chainage 485.00 to 499.800 in Tal. & Dist. Bhandara in the State of Maharashtra-reg

संदर्भ: 1) केंद्र शासन पत्र क्रमांक एफ.क्र.एफसी-1/ एमचए-209/2021-एनजीपी/7997, दिनांक 31.03.2021

2) मुख्य वनसंरक्षक (प्रा), नागपूर यांचे पत्र क्रमांक कक्ष-10/जमीन/प्र.क्र.979/363, दिनांक 27.07.2021

उपरोक्त विषयवस्तु प्रकरणी आपले लक्ष केंद्र शासनाचे मार्गदर्शक सुचने कडे वेधण्यात येत आहे.

Government of India vide letter No.11-43/2013-FC, dt.3/12/2018 has issued guidelines regarding compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Right) Act, 2006. As per these guidelines:-

'Accordingly, it is clarified that within the time period stipulated for compliance of Stage I condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to be concerned CF), hence for the purpose of the MoEF & CC, as per the provisions under the Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the State Government for consideration of the proposal by the Ministry for final approval'.

२.०० सदन प्रकरणी, केंद्र शासन पत्र क्रमांक एफ.क्र.११-१/९८-एफसी(pt), दिनांक ०५/०७/२०२१ अन्वये जिल्हाधिकारी भंडारा यांनी गाव गिरोला ०.२०३० हे क्षेत्राचे निर्गमित केलेले प्रमाणपत्र विहीत नमुन्यात प्रकल्प यंत्रणेनी सादर केलेले नाही तसेच उपवनसंरक्षक, भंडारा वनविभाग, भंडारा यांनी compensatory levies चे Ad-hoc CAMPA Proforma सादर केलेले नाही.

३.०० तसेच आपणाय वळविण्यात येते की, वन (संवर्धन) अधिनियम-१९८० अंतर्गत उपरोक्त मुददा क्रमांक २ ची पूर्तता या कार्यालयात करण्यात यावी, जेणे करून सदरील अहवाल केंद्र शासनास सादर करणे सोईचे होईल.

(नरेश झुरमुरे)

अपर प्रधान मुख्य वनसंरक्षक व केंद्रस्थ अधिकारी

प्रतिनिधी:- उपवनसंरक्षक, भंडारा वनविभाग, भंडारा यांना माहिती व आवश्यक कार्यवाही अग्रेषित.

प्रतिनिधी:- प्रकल्प संचालक, भारतीय राष्ट्रीय राजमार्ग प्राधिकरण, बंगला क्र.2, शुभंकर अपार्टमेंट, अंबाझरी हिलटॉप, नागपूर यांना माहिती व आवश्यक कार्यवाहीस अग्रेषित.

D:\17-1\English Letter\Back query letter & Reminder letter/ Latest Marathi doc.

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# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)

## National Highways Authority of India

(Ministry of Road Transport & Highways, Govt. of India)

प.का.इ.1 : बंगला क्र.2, शुभंकर अपार्टमेंट्स, प्लॉट क्र. 159, अंबाझरी हिल टॉप, राम नगर, नागपुर-440 033

P.I.U.1 : Bungalow No. 2, Shubhankar Apartments, Plot No. 159, Ambazari Hill Top, Ram Nagar, Nagpur-440 033

दूरभाष/फैक्स : 0712-2249316, Tel/Fax : 0712-2249589 ई-मेल/Email : nag@nhai.org



NHAI/PIU/NGP/NH-6/Forest-Land/2021/ 2099

Date : 18.11.2021

To,  
The Collector,  
District Collectorate,  
Bhandara.

Sub. : Diversion of 1.6022 ha Forest land in favour of National Highways Authority of India (NHA), PIU-I for bypass of Nagpur-Bhandara road section of NH-53 (Old NH-6) Package between chainage 485.00 to 499.800 in Tal & District Bhandara in the State of Maharashtra - *Request for FRA Certificate - Reg.*

Ref.: i) Regional Office, MoEF, Nagpur ltr no FC-I/MH-209/2021-NGP/7997 Dtd 31.03.2021.  
ii) The Addl. PCCF & Nodal Officer (FCA), Govt. of Maharashtra, Nagpur letter No.710 dated 05.08.2021  
iii) CCF Nagpur office letter No.1452 dated 13.08.2021

Sir,

With reference to the above, the 1<sup>st</sup> Stage Clearance for diversion 1.6022 ha Forest land for construction of Bypass of Nagpur-Bhandara Road section of NH-53 (Old NH-6) Package between chainage 485.00 to 499.800 in Tal & District Bhandara in the State of Maharashtra has been received vide MOEF, RO Nagpur Office Letter dated 31.03.2021.

In this regard, APCCF & Nodal Office Nagpur vide letter dated 05.08.2021 (copy enclosed) has requested to submit FRA Certificate as per Guidelines issued by Govt. of India vide letter No.11-43/2013-FC, dated 03.12.2018 regarding compliance of the Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forests Right) Act, 2006 which is reproduced hereunder-

*"Accordingly, it is certified that with the period stipulated for compliance of Stage I - condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to be concerned CF), hence for the purpose of the MoEF & CC, as per the provisions under the Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the State Government for consideration of the proposal by the Ministry for final approval."*

Further, further above letter has been forwarded by office of CCF(T), Nagpur vide its letter dated 13.08.2021 (copy enclosed) and requested to submit compliance of Point No.2 urgently.

In view of above it is requested to issue the certificates regarding 1) Minimum Demand of Forest Area for 0.2030 Ha. 2) FRA- 2006 certificate for 0.2030 Ha. and 3) Non available of non forest area of Girola Vilage.

It is requested to issue the above certificates for final approval of Forest Clearance by MoEF&CC.

**Encl :** as above

Yours sincerely

*N. Wadetwar*  
18.11.21

(Naresh Y. Wadetwar)

GM(Tech) & Project Director

**Copy to the following for kind information :**

- i) The Addl. PCCF & Nodal Officer (FCA), Govt. of Maharashtra, Nagpur
- ii) The Chief Conservator of Forests (Territorial), Civil Lines, Nagpur 440 001
- iii) The Divisional Forest Officer, Bhandara