



सत्यमेव जयते

भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS &
CLIMATE CHANGE
Regional Office, Ground Floor, East Wing,
New Secretariat Building Civil Lines,
Nagpur – 440001,
apccfcetral-ngp-mef@gov.in



F. No. FC-I/MH-390/2024-NGP/13399 Date: 01.08.2024

To,

The Principal Secretary (Forests),
Revenue and Forest Department,
Hutatma Rajguru Chowk
Madam Cama Marg, Mantralaya, Mumbai – 400032.

Sub: Diversion of 0.1702 ha of Mangrove Forest land in favour of MCGM, Bridge Department for construction of Bridge at Dharivali Village at Marve road, P/N ward in Mumbai District in the state of Maharashtra.- FP/MH/ROAD/146680/2021 in principle approval - regarding.

Sir,

Please refer to the Government of Maharashtra letter no. FLD-1124/CR-148/F-10 dated 01.07.2024 and APCCF & Nodal Officer (FCA), Maharashtra Letter No. Desk-17/Nodal/Thane/ID-146680/560/24-25 dated 05.06.2024 and online proposal No FP/MH/ROAD/146680/2021, seeking prior approval of the Central Government for re diversion of forest land in accordance with **Section'2' of Van (Sanrakshan Evam Samvardhan) Adhiniyam,1980.** for the above-mentioned project.

After careful consideration of the proposal, I am directed to convey the Central Government's 'in-principle' approval under Section'2' of **Van (Sanrakshan Evam Samvardhan) Adhiniyam,1980** for diversion of **0.1702 ha** of Mangrove Forest land in favour of MCGM, Bridge Department for construction of Bridge at Dharivali Village at Marve Road, P/N ward in Mumbai District in the state of Maharashtra, subject to the following conditions: -

1. The legal status of forest land shall remain unchanged;
2. The demarcation of the proposed forest area shall be carried out at suitable places as per the direction of the DCF concerned at the cost of the User Agency;
3. **The State Government shall realize cost from the User Agency towards raising and maintenance of 10 times the trees to be felled under the project;**
4. The State Government shall charge the Net Present Value of the diverted

forest land measuring **0.1702 ha.** from the User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and Ministry's guideline.

5. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;
6. 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/>);
7. Tree felling shall be carried out in the forest area wherever required under the strict supervision of the State Forest Department;
8. **The UA shall obtain prior permission from the Hon'ble High Court Bombay for felling of mangrove trees and shall comply with the recommendation / suggestion of the Hon'ble court at the cost of the project, if any;**
9. **The UA shall obtain CRZ clearance, if required for the project;**
10. **State Government, Maharashtra/ Nodal Officer (FCA), Maharashtra shall ensure settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007) before issuing an order for handing over of forest land or working permission to the User Agency and ensure required certificate from the District Collector;**
11. The State / UA shall ensure all other approvals / permission under relevant rules / regulation, if any required prior to commencement of the project work.
12. Proper labour camps shall be constructed in the non-forest area and in any case, labour camp shall not be made within the RF area;
13. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
14. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
15. No additional or new path will be constructed inside the forest area for the transportation of construction materials for execution of the project work;
16. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agencies, department or person without prior approval of Govt. of India;
17. The total forest area utilized for the project shall not exceed **0.1702 ha.** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. **The User Agency shall furnish an undertaking to this effect;**
18. **The User Agency and the State Government shall ensure compliance to the all acts, rules, regulation and guidelines of the Ministry, for the time being in force, as applicable to the subject project;**
19. Any other condition that the Regional Office, Nagpur may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area shall be complied by the User Agency;
20. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980;**



21. The State Government shall process and submit compliance report on the above conditions through online (<https://parivesh.nic.in/>).
22. The State Government shall issue working permission only after ensuring compliance to all such condition (s) as per the provision of Van (Sanrakshan Evam Samvardhan) Rules 2023.

After receipt of the Compliance report on the above conditions, the proposal will be considered to accord final approval. The in-principle approval shall be valid for a period of **2 years** from the date of issue of the same. In the event of non-compliance of the above conditions within the stipulated period, this in-principle approval **shall be deemed to be null and void**;

This issues with the approval of DDGF (Central), Regional Office, MoEF & CC, Nagpur.

Yours faithfully,


(C.B. Tashildar)
AIGF (Central)

Copy to:

- i. The IGF (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi- 110003 **for information please**
- ii. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- iii. User agency.
- iv. Guard file.


(C.B. Tashildar)
AIGF (Central)