

Government of Maharashtra

No.FLD-1223/C.R.63/F-10

Revenue and Forest Department,

Mantralaya, Mumbai - 400 032.

Dated:- 01.09.2023

To,

Deputy Director General of Forests (Central),

Regional Office, MoEF&CC,

Government of India,

Civil Lines, Nagpur.

Subject: Forest Land-Palghar

Diversion of 10.3391 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction and laying of 220 KV LILO M/C Transmission Line on 220 KV Tarapur-Borivali and Boisar-Ghodbunder Transmission Line for 400 KM Kudus Sub-Station passing through Palghar District in the State of Maharashtra (FP/MH/TRANS/48321/2020)

The Additional Principal Chief Conservator of Forests, Maharashtra State, Nagpur has submitted proposal for diversion of 10.3391 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction and laying of 220 KV LILO M/C Transmission Line on 220 KV Tarapur-Borivali and Boisar-Ghodbunder Transmission Line for 400 KM Kudus Sub-Station passing through Palghar District in the State of Maharashtra.

The details of forest land proposed for diversion are as under:-

Sr. No	Item work purpose	District	Name of Village	Taluka	Survey No.	Gut No.	Length & Width	Area (in ha.)	Legal Status
1	Construction & laying of 220 KV LILO M/C Transmission Line on 220 KV Tarapur-Borivali and Boisar-Ghodbunder Transmission Line for 400 KM Kudus Substation	Palghar	Kondhale	Wada	203 P	203 P	383 x 35	1.3405	35 Sec. (MPF) Pending for enquiry
2		Palghar	Lohape	Wada	--	83/10	35 x 35	0.1208	Protected Forest
					--	52	147 x 35	0.5145	Vansandn ya
					--	10	138 x 35	0.4830	
3		Palghar	Kelthan	Wada	176	154	155 x 35	0.5425	Protected Forest
						155	123 x 35	0.4288	
					173	507	13 x 35	0.0442	
						512	3 x 35	0.0107	

					513	30 x 35	0.1039
					514	82 x 35	0.2858
					515	47 x 35	0.1656
4		Palghar	Gorad	Wada	--	61 161 x 35	0.5635
					--	62 131 x 35	0.4582
5		Palghar	Nimbavali	Wada	--	155/1 325 x 35	1.1375
		Palghar	Kalbhon	Vasai	--	68 W1 1 x 35	0.0035
					--	68/4A 210 x 35	0.7350
					--	68/W2 38 x 35	0.1324
					--	102 A 285 x 35	0.9975
					--	W9 3 x 35	0.0099
6		Palghar	Navsai	Vasai	162	74/1 345 x 35	1.2075
					400	10/1 285 x 35	0.9975
7		Palghar	Khanivade	Vasai	--	142 A 16 x 35	0.0564
Total Forest land required (in ha.)							10.3391

2. The 400 KV Kudus Substation is connected with central Utility Power Supply with their existing 200 KV lines. In order to meet present and future power demand of Mumbai, Mumbai Suburban areas, Thane rural areas under Palghar district etc. i.e Strengthening of power supply. Further, in present scenario there is heavy load shedding due to lack of power. This transmission line for proposed belt is very essential to construct and operate 220 KV Kudus of zero load shedding to be implemented w.e.f. 2021 and for industrial growth of Mumbai, Thane and Palghar District for future upcoming Central & Maharashtra Government projects. Hence this public infrastructure is of utmost need and the forest land involved is unavoidable due to the existing alignments of the non-forest land. The Non forest land involved in the project 92.2507 ha.

3. The Concerned Deputy Conservator of Forests, Dahanu and Jawhar have certified that:-

- 3.1) No alternate alignment is possible and the forest land required is barest minimum.
- 3.2) The area belongs to Eco-value class-I having density is 0.4 and 0.7.
- 3.3) There are 1125 trees of various species and trees involved in implementation of the project. Girth wise break up of trees is as under:-

		Tree Girth in Cm								Total
Below 30	31-45 cm	46-60 cm	61-75 cm	76-90 cm	91-105 cm	106-120 cm	121-135 cm	136-150 cm	150 above	
126	303	250	158	93	65	33	18	33	46	1125

- 3.4) The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 3.5) Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 3.6) (i) There is violation of Forest (Conservation) Act, 1980. The User Agency has been violated area 0.0734 ha.
(ii) There is no violation of Forest (Conservation) Act, 1980
- 3.7) (i) Proposed project is distance of 4.010 Km from Tungareswhar Wildlife Sanctuary. Also the proposed alignment does not fall within Eco-Sensitive Zone.
(ii) The proposed project is 8.033 Km of Tansa Wildlife Sanctuary and the project will not have any adverse effect on the wildlife within National Park/Sanctuary.
- 3.8) The non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of application of Section 35 of Indian Forest Act 1927 and are not recognized as deemed reserved forest as well as not included in the area identified as "forest" as per dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.
- 3.9) Compensatory Afforestation is proposed over 21.00 ha. degraded forest land in Compt No. 404, Survey/Gut No.47 pt/36, at Village Dorli, Tal.Bhokar. Dist. Nanded and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances.
- 3.10) The proposed alignment is best suitable from forestry point of view.

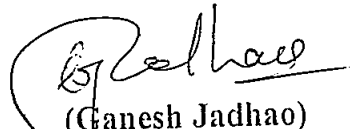
4. The User Agency has submitted undertakings:-

- 4.1 to defray the cost of Net Present Value.
- 4.2 to defray the cost of Compensatory Afforestation.
- 4.3 to submit compliance under FRA-2006.
- 4.4 Use agency has submitted non-indemnity Certificate regarding Private forest land involves in the proposal

5. The Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur has recommended the proposal subject to the conditions, given in his specific recommendations, under Section-2 (ii) of the Forest (Conservation) Act, 1980. His specific recommendations are enclosed in the proposal.

6. MoEF&CC has issued guidelines regarding processing of proposals involving ex-post facto approval vide letter dt. 22.03.2022 & 08.09.2022, accordingly proposal may be submitted to Ministry level. IRO, MoEF&CC is requested to forward this proposal to Head Office of MoEF&CC at New Delhi on PARIVESH portal, as system automatically sends it to IRO, MoEF&CC office due to required forest land is below 40 ha. and project is linear in nature.

7. In the circumstances explained in the aforesaid paragraphs and enclosures, the State Government recommends that the said forest land may be allowed to be diverted subject the conditions proposed by the Principal Chief Conservator of Forests (HOF), Maharashtra State, Nagpur. The matter may kindly be placed before the MoEF&CC (Head Quarter), New Delhi as per its guidelines dated 22.03.2022 for approval under Section-2 (ii) of the Forest (Conservation) Act, 1980.


(Ganesh Jadhao)
Under Secretary to the
Government of Maharashtra

Encl: A) Set of case papers

B) The following documents are enclosed:-

1. Prescribed form as per Rules.
2. Area Statement
3. Commitment from the Applicant for defraying the cost of Net Present Value & Compensatory Afforestation.
4. Brief note of the project
5. Site Inspection Report.
6. Violation report.
7. Certificate in Part V.

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, New Delhi
2. Principal Chief Conservator of Forests & C.E.O, Maha-CAMPA, Nagpur
3. Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State Nagpur with reference to his letter No.Desk-17/Thane//ID-13293(79)/3010/22-23, Dt. 09.02.2023.
4. Chief Conservator of Forests (T), Thane
5. Deputy Conservator of Forests, Dahanu & Jawhar.
6. Executive Engineer, MSETCL, EHV Project Division, Kalyan.
7. Select File (F-10)

Under Secretary
Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032

Sub:- Forest Land-Palghar

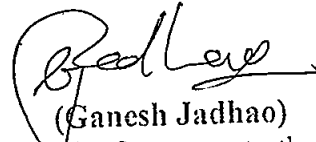
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PART - V

(To be filled up by the Secretary In charge of Forest Department or by any other authorized officer of the State Government not below the rank of an Under Secretary)

1. Recommendation of the
State Government

The proposal is recommended
vide Government letter
No. FLD-1223/CR-63/F-10
Dated:-01/09/2023



(Ganesh Jadhao)
Under Secretary to the
Government of Maharashtra

Place: Mumbai

Date:-01/09/2023

Under Secretary
Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032