



सत्यमेव जयते

भारत सरकार  
GOVERNMENT OF INDIA  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय  
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE  
Regional Office (Southern Zone),  
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**BY SPEED POST**

F.No.4-KRB1167/2018-BAN/ 170

Dated the 1<sup>st</sup> May, 2019

To

The Additional Chief Secretary to Government of Karnataka,  
Forest, Ecology & Environment Department,  
M.S.Building, Dr.Ambedkar Veedhi,  
Bangalore – 560 001.

Subject: Diversion of 0.986 ha. of forest land in Sy.No. 178 of Khatak Chincholi village, Bhalki Taluk, Bidar Division and District for construction of Water Treatment Plant, laying of water pipeline and approach road in favour of the Executive Engineer, Karnataka Urban Water Supply and Drainage Board, Bidar -reg.

Sir,

Please refer to the State Government's letter No.FEE 62 FLL 2018 dated 20/11/2018 and 05/04/2019 seeking prior approval of the Central Government in accordance with Section'2' of Forest (Conservation) Act, 1980 in respect of the above project.

After careful consideration of the proposal, I am directed to convey Central Government's approval in-principle (**Stage-I**) under Section'2' of Forest (Conservation) Act, 1980 for diversion of 0.986 ha. of forest land in Sy.No. 178 of Khatak Chincholi village, Bhalki Taluk, Bidar Division and District for construction of Water Treatment Plant, laying of water pipeline and approach road in favour of the Executive Engineer, Karnataka Urban Water Supply and Drainage Board, Bidar, for a period of 20 years, 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 by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency, before Stage-II approval, wherever possible.
3. 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.
4. The cost of raising plantation of ten times the number of trees to be felled shall be realised from the user agency. The Forest Department will raise the plantation preferably near the project site by planting tall seedlings and maintain the same at least for five years. The location of the area for raising the plantation shall also be furnished.
5. The State Government shall charge the Net Present Value of the diverted forest land measuring 0.986 ha. from 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.

6. 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 User Agency. User Agency shall furnish an undertaking to this effect.
7. User Agency should ensure that Compensatory levies are deposited in the State Compensatory Afforestation Fund notified under Compensatory Afforestation Fund Act, 2016 and explained in the Office Memorandum issued by Ministry of Environment, Forest & Climate Change vide No.11-100/2015-FC(Vol.III) dated 28/09/2018.
8. The layout plan of the proposal shall not be changed without prior approval of Central Government.
9. No labour camp shall be established on the forest land.
10. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
11. The forest area shall be used for the purpose for which it is granted. The total forest area utilized for the project shall not exceed 0.986 ha.
12. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
13. Any other condition that the Additional Director General of Forests (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience, shall also be applicable.
14. 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 Guideline F.No.11-42/2017-FC dated 29/01/2018.

After receipt of the compliance report on the above conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years and the forest land shall not be transferred to the User Agency prior to the issue of final approval.

Yours faithfully,



(M.K. Shambhu)

Deputy Inspector General of Forests (Central)

Copy to:-

1. The Director General of Forests & Special Secretary to Govt. of India, Ministry of Environment, Forests and Climate Change, Indira Paryavaran Bhavan, Agni Wing, Aliganj, Jor Bagh Road, New Delhi – 110 003.

2. The Principal Chief Conservator of Forests (HoFF), Forests Department, Govt. of Karnataka, Aranya Bhavan, 18<sup>th</sup> Cross, Malleswaram, Bangalore – 560 003.
3. The Additional Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Karnataka, Aranya Bhavan, 18<sup>th</sup> Cross, Malleswaram, Bangalore – 560 003.
4. The Executive Engineer, Karnataka Urban Water Supply and Drainage Board, Maniyar Taleem Water Tank, Fort Road, Bidar -585 401.
5. Guard file.

*Sg*

(M.K.Shambhu)

Deputy Inspector General of Forests (Central)

*de* *8/1/5/2019*