

Government of Maharashtra

By Speed Post

No.FLD- 1124/C.R.148/F-10
Revenue and Forest Department.
Mantralaya, Mumbai - 400 032.
Dated:-01.07.2024

To,
Deputy Director General of Forests (Central),
Regional Office, MoEF&CC,
Government of India, Civil Lines, Nagpur.

Subject: Forest Land-Mumbai Sub-Urban

Diversion of 0.1702 ha. Mangrove Forest land for construction of Bridge at Dharivali Village at Marve road, P/N Ward by Brihanmumbai Municipal Corporation has been initiated by the Executive Engineer, Bridges (WS), Brihanmumbai Municipal Corporation in the State of Maharashtra. (FP/MH/ROAD/146680/2021).

The Additional Principal Chief Conservator of Forests and Nodal Officer has submitted diversion of 0.1702 ha. Mangrove Forest land for construction of Bridge at Dharivali Village at Marve road, P/N Ward by Brihanmumbai Municipal Corporation in the State of Maharashtra.

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

Sr. No.	Item of Work/Purpose	Village	Survey/ CTS No.	Length x Width	Area (in Ha.)	Status
1	Construction of Bridge	Aakse	Survey No.16, CTS 99 Pt, Creek	62 x 27.45	0.1702	Reserved Forest
Total Forest Area (in ha.)					0.1702	

2. Proposal for diversion of 0.1702 ha. Mangrove Forest land for construction of Bridge at Dharivali Village at Marve road, P/N Ward by Brihanmumbai Municipal Corporation. There is an existing bridge on creek near Dharivali Village. The bridge lies near Madh-Aksa-Danapani beach. The existing bridge is narrow and cannot accommodate two big size vehicles at same time. Hence widening of this bridge is required for better plying of vehicles.

3. The Divisional Forests Officer, Mumbai Mangrove Conservation Unit has 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-II, having density is 0.6.
- 3.3) There are 97 mangrove trees proposed to be felled in the area proposed for diversion. Girth wise break up of Mangrove trees is as under.

Tree Girth in Cm.									
0-30	31-45	46-60	61-75	76-90	91-105	106-120	121-150	above 150	Total
4	26	56	11	0	0	0	0	0	97

- 3.4) The area involved in the project does not form part of any existing National Park or Wildlife Sanctuary or Nature Reserve.
- 3.5) Proposed project is not likely to affect any monumental site cultural, historical, religious, archeological or recreational importance.
- 3.6) There is no violation of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.
- 3.7) The Proposed project distance is 7.3 Km from Sanjay Gandhi National Park and 16.7 Km nearest boundary of Thane Creek Flamingo 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) Proposed Compensatory Afforestation over 1.00 ha. degraded forest land in Survey No.71, at Village Manjurli, Tal. Palghar, Dist. Palghar 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.

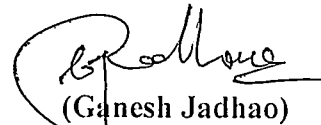
4. The User Agency has submitted undertakings:-

- 4.1) to defray the cost of Net Present Value.
- 4.2) to defray the cost of Compensatory Afforestation.
- 4.3) to obtained CRZ clearance working permission.

4.4) to submit compliance under FRA-2006.

5. The Divisional Forests Officer, Mumbai Mangrove Conservation Unit & Additional Principal Chief Conservator of Forests, Mangrove Cell, Mumbai have recommended the proposal for approval under Section-2 of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.
6. Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, has recommended the proposal subject to the conditions, given in his recommendations, under Section-2 (ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980. His recommendations are enclosed in the proposal.
7. 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 Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980. His specific recommendations are enclosed in the proposal.
8. In the circumstances explained in aforesaid paragraphs and enclosures, the State Government recommends that the said forest land may be allowed to be diverted under Section-2 (ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 subject to conditions proposed by the Principal Chief Conservator of Forests (HoFF) and Addl. PCCF & Nodal Officer, Nagpur as well as following additional conditions:-
 - i) User Agency shall submit the Record of Rights of proposed Compensatory Afforestation land, along with Stage-I compliance.
 - ii) User Agency shall obtain CRZ clearance, prior to commencement of work.
 - iii) User Agency shall obtain permission regarding to cutting of Mangrove trees from Hon'ble High Court of Bombay, prior to commencement of work.

The matter may kindly be placed before the Government of India for its approval under Section-2 (ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.


(Ganesh Jadhao)

Under Secretary to the
Government of Maharashtra

Under Secretary

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

Encl: A) Set of case papers

B) The following documents are enclosed:-

1. Prescribed form as per Rules.
2. Area Statement

3. Undertaking for defraying the cost of Net Present Value & Compensatory Afforestation.
4. Brief note of the project
5. Site Inspection Report.
6. Certificate in Part V.

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, New Delhi.
2. Principal Chief Conservator of Forests (HoFF), Maharashtra Stage, Nagpur.
3. Principal Chief Conservator of Forests & C.E.O, Maha-CAMPA, Nagpur.
4. APCCF and Nodal Officer, Nagpur with reference to his letter No.Desk-17/Nodal/Thane/ID-146680/560/24-25, Dt.05.06.2024
5. Additional Principal Chief Conservator of Forests, Mangrove Cell, Mumbai.
6. Divisional Forests Officer, Mumbai Mangrove Conservation Unit.
7. Executive Engineer, Bridges (Z-IV & R/South) Brihanmumbai Municipal Corporation.
8. Select File (F-10)

Email
02/07/24

Sub:- Forest Land-Mumbai Sub Urban

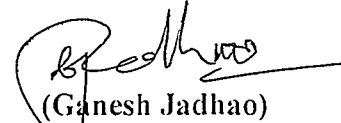
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PART -V

(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-1124/CR-148/F-10
Dated:-01/07/2024



(Ganesh Jadhao)
Under Secretary to the
Government of Maharashtra

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

Place: Mumbai

Date:-01/07/2024