



Tel No. - 022 25421373

25434349

Email- dcfthane@gmail.com

dycftahne@mahaforest.gov.in



State Government

Forest

Deputy Conservator of Forests, Thane Forest Division

Thane Office

Marethon Circle, Lal Bahadur Shastri Marg, Naupada Thane- 400 602.

Letter No. 25/Survey/FCA/ **2750** /2022-23

Date - **28** /07/2022.

To,

Project Manager,
PIU Thane, National Highway Authority of India,
Project implementation Unit Thane,
MTNL building Opp. Babubhai Petrol Pump,
LBS Marg, Near Castle Mill Circle,
Thane west – 400 601.

Subject :- Diversion of 14.613 ha. Forest land in favour of NHAI for Constcrution of Eight laning of existing Four Lane Vadape to Thane from Km. 539.202 to Km. 563.00 Section of NH-3 (New NH-848) in the state of Maharashtra to be executed on Hybrid Annuity Mode (HAM).(Revised Demand Note)

Reference :-

1. Ministry of Environment, Forests & Climate Change vide letter No FC-II/MH-181/2022-NGP/9910 Dt. 21/06/2022.
2. Ministry of Environment, Forests & Climate Change vide letter No 5-3/2011-FC (Vol-I) Dt. 06/01/2022.
3. Ministry of Environment, Forests & Climate Change vide letter No 5-3/2011-FC (Vol-I) Dt. 19/01/2022.
4. This office vide letter No.D-25/Survey/FCA/2544 Dt. 14/07/2022.
5. User Agency vide Letter No. NHAI/PIU-Thane/VME 16/2022-23/786 Date. 20/07/2022.
6. This office vide letter No. D-25/Survey/FCA/2638 Date 20/07/2022.
7. User Agency vide Letter No. NHAI/PIU-Thane/VT-16/2022-23/836 Date. 27/07/2022.

As per the Reference No. 6 this office issued the Demand Note to User Agency. Deputy General Manager (Technical), PIU Thane. Further as per Reference No.7 National Highway Authority of India Thane has informed that Nodal Office has rejected the Demand Note and Requested to review the demand for the calculation of NPV and review the amount of Penalty of Violation. As per that a re-scrutiny of the earlier issued Demand Note was done. Further as per rules the correction is done and Project Manager, PIU Thane, National Highway Authority of India Thane is requested to pay the item -wise amount of compensatory levies as per the following detail.

Compensatory Levies (Revised)

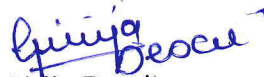
Sr. No	Item	Condition as Mentioned in-principle approval	Amount in Rs.	Remarks
I	Cost towards Compensatory Afforestation	ii(a)	22996680 /-	Ad Hoc CAMPA through E-Portal

2	Cost towards Addl. Compensatory Afforestation	-	-	
3	NPV	iv	16321260 /-	Ad Hoc CAMPA through E-Portal
4	Cost of Penalty for Violation	ix	27956465/-	Ad Hoc CAMPA through E-Portal
5	Cost towards catchment area treatment area	-	-	
6	Cost towards Wildlife Mitigation measure	-	-	
7	Cost of felling of trees.	v	159829 /-	DCF Thane
8	RCC Pillar	-	-	
	TOTAL		67434234 /-	

The Project Manager, PIU Thane, National Highway Authority of India Thane is also requested to submit the documents, certificate and undertakings as stipulated in the in-principle approval as per the following details.

Sr. No.	Condition No. as mentioned in- principle approval	Name of Document/Certificate/ Undertaking required to be submitted by the User Agency
1	i	Undertaking
2	iii	Undertaking
3	iv(b)	Undertaking
4	vi	Undertaking
5	vii	FRA Certificate
6	viii	Undertaking
7	x	Undertaking
8	xiii	Undertaking
9	xiv	Undertaking
10	xv	Undertaking
11	xvi	Undertaking
12	xvii	Undertaking
13	xix	Undertaking
14	xx	Undertaking
15	xxi	Undertaking
16	xxii	Undertaking
17	xxiii	Undertaking
18	xxiv	Undertaking
19	xxv	Undertaking

The amount of Condition No. xi, xii, xviii will be informed separately after receiving the detailed estimates from concern Range Forest Officer.


(Girija Desai)

**Deputy Conservator of Forests
Thane Forest Division, Thane**

Copy submitted to Chief Conservator of Forests (T.), Thane for information.



Tel No. 022 25421373

25434349

Email - dcfthane@gmail.com

dycfthane@mahaforest.gov.in

Government of Maharashtra

Forest Department

Deputy Conservator of Forests, Thane Office

Marethon Circle, Lal Bahadur Shastri marg, Naupada Thae - 400 602

Name of Project -

Diversion of 14.613 ha. Forest land in favour of NHAI for Constrction of Eight laning of existing Four Lane Vadape to Thane from Km. 539.202 to Km. 563.00 Section of NH-3 (New NH-848) in the state of Maharashtra to be exected on Hybrid Annuity Mode (HAM).

Calculation of Penalty Charges against violation done in the Vadape to Thane from Km. 539.202 to Km. 563.00 Section of NH-3 (New NH-848) in Tal. Bhiwandi, Dist. Thane.

Construction of 2 lane and 4 lane of existing Vadape to Thane Road in the Village Vadpe S.No. 131, 133 & 138, Village Dhamangaon S.No. 193, Village Yewai S.No. 14 & 37, Village Elkunde S.No.66, Village Sonale S.No. 49 (Old S.No. 204), Village Pimplas S.No. 44 (Old S.No. 410), Village Pimpalner S.No. 63 (Old S.No. 448 of Pimplas) and Village Ovali S.No. 73 Tal Bhiwandi & Dist. Thane.

Details of Violation Area

S.No.	Item of Work	Year	Area involved (Ha.)
1.	Construction of 2 Lane Road	1980-82	2.908
2.	Expansion of 4 Lane Road	1998-03	2.039
Total			4.947

Calculation Chart

S. No.	Item of Work	Year	Area (Ha.)	Rate	Amount
1	Construction of 2 Lane Road	1980-82	2.908	20 % of 5 times NPV as proposal is public utility @ 1116900 /-	32,47,945.20 /-

				12 % Simple interest Rate on penalty amount for 41 year (12*3247945.20*41/100) For 3 Months (389753.42/12*3)	1,59,79,890.38 /- 97438.36 /-
2	Expansion of 4 Lane Road	1998-03	2.039	20 % of 5 times NPV as proposal is public utility @ 1116900 /-	22,77,359.10 /-
				12 % Simple interest Rate on penalty amount for 23 year (12*2277359.10*23/100) For 3 Months (273283.09/12*3)	62,85,511.12 /- 68320.77/-
				Total	2,79,56,464.93/-
				Say Amount	2,79,56,465 .00/-

It is also certified that the amount of Rs. 2,79,56,465 /- (Rupees Two Crore Seventy Nine Two Lakh Fifty Six Thousand Four Hundred Sixty Five Only) is recommended for Penalty against violation done as per the guidelines under FCA, 1980 and MoEF & CC's letter No. F.No.11/42/2017/FCA Dated - 29/07/2018.

Girija Desai

(Girija Desai)

**Deputy Conservator of Forests
Thane Forest Division Thane**

Penalty charges for violation @ NH3 for 2 and 4 lane road construction

Year	For 2 lane construction			For 2 to 4 lane Expansion		
	Area	NPV rate /Ha	Penal amount	Area	NPV rate /Ha.	Penal amount
1980-81	2.908	1116900	3247945.20			
1981.82	2.908	12% intrest	389753.424			
1982.83	2.908	12% intrest	389753.424			
1983.84	2.908	12% intrest	389753.424			
1984.85	2.908	12% intrest	389753.424			
1985.86	2.908	12% intrest	389753.424			
1986.87	2.908	12% intrest	389753.424			
1987.88	2.908	12% intrest	389753.424			
1988.89	2.908	12% intrest	389753.424			
1989.90	2.908	12% intrest	389753.424			
1990.91	2.908	12% intrest	389753.424			
1991.92	2.908	12% intrest	389753.424			
1992.93	2.908	12% intrest	389753.424			
1993.94	2.908	12% intrest	389753.424			
1994.95	2.908	12% intrest	389753.424			
1995.96	2.908	12% intrest	389753.424			
1996.97	2.908	12% intrest	389753.424			
1997.98	2.908	12% intrest	389753.424			
1998.99	2.908	12% intrest	389753.424	2.039	1116900	2277359.10
1999.20	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2000.01	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2001.02	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2002-03	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2003-04	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2004-05	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2005-06	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2006-07	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2007-08	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2008-09	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2009-10	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2010-11	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2011-12	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2012-13	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2013-14	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2014-15	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2015-16	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2016-17	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2017-18	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2018-19	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2019-20	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2020-21	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2021-22	2.908	12% intrest	389753.424	2.039	12% intrest	273283.09
2022-23 Month						
April, May, June	2.908		97438.36	2.039		68320.77
	Total		19325273.94			8631190.99
GRAND TOTAL						27956464.93

Penal Amount for 2 lanning project =
 $3247945.20 \times 12 \times 1/100$ 389753.424

Penal Amount for 4 lane expansion =
 $2277359.10 \times 12 \times 1/100$ 273283.092