

I/38954/2023



भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST &
CLIMATE CHANGE

समन्वित क्षेत्रीय कार्यालय
INTEGRATED REGIONAL OFFICE

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BY SPEED POST

F.No.4-KRB1103/2017-BAN/ 1358

Dated the 24th February, 2023

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 3.5062 ha. of forest land in Sy.No.204 & 41 of Thirumagondanahalli Sy.No.113 of Hadonahalli & Sy.No.6 of Kelaginanayakanahalli Villages in Ghati Subramaniya Forest, Doddaballapura Taluk, Bangalore Rural Division & District for laying of double line (railway line) between Oddarahalli & Makalidurga Railway Station, in favour of the Deputy Chief Engineer / HQ/Construction /South Western Railway /Bangalore Cantonment - reg.

Sir,

Please refer to the State Government's letter No.FEE 116 FLL 2016 dated 26/12/2016 seeking prior approval of the Central Government in accordance with Section'2' of Forest (Conservation) Act, 1980 in respect of the above project. The in-principle (Stage-I) approval to the project was accorded by the Central Government vide letter of even number dated 01st February, 2017. The State Government vide letter No.FEE 116 FLL 2016 dated 24/04/2018, 29/05/2021 and 22/07/2021 have reported compliance to the conditions stipulated by the Central Government in the in-principle approval. The National Authority vide letter No.1-7/2019-NA dated 16/02/2023 has confirmed the receipt of payment made by User Agency through offline mode as per the transaction details furnished by User Agency vide their letter dated 28/01/2023.

After careful consideration of the proposal of the State Government, I am directed to convey Central Government's final approval (**Stage-II**) under Section'2' of Forest (Conservation) Act, 1980 for diversion of **3.5062 ha.** of forest land in Sy.No.204 & 41 of Thirumagondanahalli Sy.No.113 of Hadonahalli & Sy.No.6 of Kelaginanayakanahalli Villages in Ghati Subramaniya Forest, Doddaballapura Taluk, Bangalore Rural Division & District for laying of double line (railway line) between Oddarahalli & Makalidurga Railway Station, in favour of the Deputy Chief Engineer / HQ/Construction /South

o/c

Western Railway /Bangalore Cantonment, subject to the following conditions:-

A. Conditions which need to be complied prior to issue of final approval by State Government and handing over of forest land to User Agency:

1. The State Government shall upload the KML file of the forest area diverted, SMC works and CA area on the e-green watch portal with all requisite details.

B. Conditions which need to be complied after handing over of forest land to the User Agency by the State Government:

1. The legal status of forest land shall remain unchanged.
2. Demarcation of the proposed forest area shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 mts. at the cost of user agency.
3. Compensatory Afforestation shall be raised over double the degraded forest land identified in Sy.No. 50 of Kuntanahalli village, Gandaragolipura Forest Plantation, Doddaballapura, Bengaluru Rural District, within three years from the date of Stage –II Clearance and maintained thereafter by the State Forest Department at the cost of the User Agency and at least 1000 plants per hectare shall be planted over identified degraded forest land within three years of grant of final approval. If it is not possible to plant so many saplings in the area identified for CA, the balance saplings will be planted in any other forests as per prescriptions of approved working plan with provision for ten years maintenance.
4. The 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 and the same shall be transferred to the designated Adhoc CAMPA Account.
5. Prevention of soil erosion measures shall be implemented by the State Forest Department at the cost of User Agency.
6. The layout plan of the proposal shall not be changed without prior approval of Central Government.
7. No labour camp shall be established on the forest land.
8. No damage to the flora and fauna of the adjoining area shall be caused.
9. No additional or new permanent paths will be constructed inside the forest area for transportation of construction materials for execution of the project work.
10. 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 3.5062ha.
11. The user agency shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.
12. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
13. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
14. The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area.
15. The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Bangalore by the end of March every year.
16. Any other condition that the Ministry of Environment, Forest and Climate Change

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- may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.
- 17. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019.
- 18. The State Government and user agency shall comply the provisions of the all Acts, Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

Yours faithfully,



(B.N. Anjan Kumar)

Assistant Inspector General of Forests (Central)

Copy to:-

o/c

1. The Inspector General of Forests (ROHQ Division), 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, 18th Cross, Malleswaram, Bangalore – 560 003.
3. The Principal Chief Conservator of Forests (FC) /Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Karnataka, Aranya Bhavan, 18th Cross, Malleswaram, Bangalore – 560 003.
4. The Deputy Chief Engineer / HQ/Construction /South Western Railway, 18, Millers Road, Bangalore – 560 046.
5. Guard file.



(B.N. Anjan Kumar)

Assistant Inspector General of Forests (Central)

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