



भारतसरकार  
GOVERNMENT OF INDIA  
पर्यावरण ,वनएवंजलवायुपरिवर्तनमंत्रालय  
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE  
CHANGE  
Integrated Regional Office,  
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Telangana 500004  
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F.No. 4-TSB209/2021-HYD/89  
Date 4<sup>th</sup> October, 2021

To,

The Special Chief Secretary to the Government,  
Environment, Forests, Science & Technology Department,  
Telangana State Secretariat, Hyderabad.

**Subject: Diversion of 1.32 ha of forest land for widening and upgradation of existing road from Markodu to Pedduru of Damartogu RF of Yellandu Division in Bhadradi Kothagudem District of Kothagudem Circle in favour of EE, PR Division, Bhadrachalam.- reg.**

Sir,

Please refer to the State Government's letter No. 2404/For.I(1)/2021 dated 20.07.2021 and online proposal No.FP/TG/ROAD/38171/2019 seeking prior approval of the Central Government for diversion of forest land in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project.

After careful consideration of the proposal of the State Government, I am to convey the Central Government's in principle approval (**Stage-I**) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 1.32 ha of forest land for widening and upgradation of existing road from Markodu to Pedduru of Damartogu RF of Yellandu Division in Bhadradi Kothagudem District of Kothagudem Circle in favour of EE, PR Division, Bhadrachalam, subject to the following conditions:-


- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) Demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of the User Agency;

- (iii) The State Forest Department shall carry compensatory afforestation over an extent of **1.32 ha out of 28.45 ha** in Sy.No.67/1 at Venkatapur Village, Mudhole Mandal of Nirmal Division in lieu of proposed diversion of forest land for (7) road projects & (1) Establishment of Eidga in Chincholi RF of Nirmal under PMGSY Scheme in various Divisions and Districts of the Telangana State, at the cost of the User Agency;
- (iv) Non forest area identified for CA purpose and CA scheme shall not be changed without prior approval of the Central Government;
- (v) Entire non-forests land identified for raising compensatory afforestation over an extent of **28.45 ha** in Sy.No.67/1 at Venkatapur Village, Mudhole Mandal of Nirmal Division, in lieu of various road / other proposals under PMGSY Scheme of Panchayathi Raj Department shall be transferred and mutated in favour of the State Forest Department and same shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act before **Stage II approval**. A copy of the original notification shall be submitted along with the compliance report to this office for information and record;
- (vi) The PCCF and Nodal Officer (FCA) of the State of Telangana shall instruct all the field level officers to implement the CA scheme in its entirety as per the proposal and no CA amount should be left unspent;
- (vii) The State Government shall charge the Net Present Value of the diverted forest land measuring **1.32 ha** from the 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;
- (viii) 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 the User Agency. The User Agency shall furnish an undertaking to this effect;
- (ix) All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>);





- (x) Considering violation of FCA, 1980, action to be taken on User Agency/ Forest Department officials are as follows as recommended by the Regional Empowered Committee(REC);
- a. For works carried out in violation of FCA, 1980 by the UA over an extent of 1.32 ha, the State Government shall realize penalty (penal NPV) of 2 times of NPV plus 12 percent simple interest till the deposit is made for an area of 1.32 ha as per provisions made in the comprehensive hand book under section 1.21 (ii) (a) and (b);
  - b. The violation committed by the user agency / Forest Department officials shall be dealt as per provisions made in the comprehensive hand book under section 1.21 (ii) (c) and (d) by the State Government;
  - c. Proposed Penal CA of 3.0 ha (i.e. double the extent of violation) over degraded forest land shall be carried out at the cost of the User Agency;
- (xi) Wildlife mitigation measures plan shall be prepared and implemented by the State Forest Department at the cost of the User Agency;
- (xii) The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;
- (xiii) Construction of culverts/bridges, if any, over the natural streams/rivers/canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;
- (xiv) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;
- (xv) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;
- (xvi) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xvii) The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;

  
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- (xviii) Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
- (xix) The total forest area utilized for the project shall not exceed **1.32 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The User Agency shall furnish an undertaking to this effect;
- (xx) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- (xxi) The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;
- (xxii) The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;
- (xxiii) Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Hyderabad may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;
- (xxiv) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under the guidelines of the FCA, 1980.
- (xxv) The State Government shall process and submit compliance report on the above conditions through online(<https://parivesh.nic.in/>);

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully,



(N.S.Murali)

Inspector General of Forests (Central)



Copy to:-

1. The Principal Chief Conservator of Forests, Forests Department / Nodal Officer (FCA), Govt. of Telangana Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
2. Executive Engineer, Panchayat Raj Division, Bhadrachalam Temple Road, near sadhana Public school 507111 [shaikimamdee@gmail.com](mailto:shaikimamdee@gmail.com)
3. Guard file.



(N.S.Murali)

Inspector General of Forests (Central)